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TITLE 3—THE PRESIDENT

EXECUTIVE ORDER 10176

SUSPENDING CERTAIN STATUTORY PROVISIONS RELATING TO EMPLOYMENT IN THE CANAL ZONE

By virtue of the authority vested in me by section 102 of Chapter IX and section 621 of Chapter X of the General Appropriation Act, 1951 (Public Law 759, 81st Congress), relating to certain kinds of employment in the Canal Zone, and deeming such course to be in the public interest, I hereby suspend, from and including the effective date of the said act, compliance with the provisions of the said sections: *Provided*, That this suspension shall not be construed to affect the provisions of the said sections relating to the amount of compensation that may be received by persons employed in skilled, technical, clerical, administrative, executive, or supervisory positions on the Canal Zone directly or indirectly by any branch of the United States Government or by any corporation or company whose stock is owned wholly or in part by the United States Government.

HARRY S. TRUMAN

THE WHITE HOUSE,
October 27, 1950.

[F. R. Doc. 50-9641; Filed, Oct. 27, 1950; 3:04 p. m.]

EXECUTIVE ORDER 10177

AMENDMENT OF SECTION 1 OF EXECUTIVE ORDER NO. 9778[1] OF SEPTEMBER 10, 1946, PRESCRIBING REGULATIONS GOVERNING TRAVEL AND TRANSPORTATION EXPENSES OF NEW APPOINTEES TO POSITIONS IN THE GOVERNMENT SERVICE LOCATED OUTSIDE THE UNITED STATES AND SUCH EXPENSES OF EMPLOYEES RETURNING TO THE UNITED STATES

By virtue of and pursuant to authority vested in me by section 7 of the act of August 2, 1946, 60 Stat. 808, as amended by section 2 of the act of September 23, 1950, Public Law 830, 81st Congress, it is ordered that section 1 of Executive Order No. 9778 of September 10, 1946, prescribing regulations governing travel and transportation expenses of new appointees to positions in the Government service located outside the United States and such expenses of employees returning to the United States, be, and it is hereby, amended to read as follows:

"SECTION 1. Expenses authorized by section 7 of the said act of August 2, 1946, as amended by section 2 of the act of September 23, 1950, Public Law 830, 81st Congress, shall not be allowed new appointees unless and until the person selected for appointment shall agree in writing to remain in the Government service for twelve months following his appointment, unless separated for reasons beyond his control and acceptable to the department or agency concerned. In case of violation of such agreement any moneys expended by the United States on account of such travel and transportation shall be recoverable from the individual concerned as a debt due the United States. The expenses of return travel and transportation upon separation from service shall be allowed whether such separation is for the purposes of the Government or for personal convenience, but shall not be allowed unless such persons selected for appointment outside the continental United States shall have served for a minimum period of not less than one year or more than three years prescribed in advance by the head of the department or agency concerned or unless separation is for reasons beyond the control of the individual and acceptable to the department or agency concerned."

This order shall be effective as of September 23, 1950.

HARRY S. TRUMAN

THE WHITE HOUSE,
October 27, 1950.

[F. R. Doc. 50-9640; Filed, Oct. 27 1950; 3:04 p. m.]

[1] 3 CFR, 1946 Supp.; 11 F. R. 10149.

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THE PRESIDENT

EXECUTIVE AGENCIES

FEDERAL REGISTER

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TITLE 5—ADMINISTRATIVE PERSONNEL

Chapter I—Civil Service Commission

PART 6—EXCEPTIONS FROM THE COMPETITIVE SERVICE

STATE DEPARTMENT; INTERNATIONAL CLAIMS COMMISSION

Under authority of § 6.1 (a) of Executive Order 9830, and at the request of the Department of State, the Commission has determined that the positions of one private secretary to each of the three Commissioners, International Claims Commission, should be excepted

from the competitive service. Effective upon publication in the FEDERAL REGISTER, § 6.102 is amended by the addition of paragraph (h) as follows:

§ 6.102 *State Department.* * * *

(h) *International Claims Commission.* (1) One private secretary to each of the three Commissioners.

(R. S. 1753, sec. 2, 22 Stat. 403; 5 U. S. C. 631, 633. E. O. 9830, Feb. 24, 1947, 12 F. R. 1259; 3 CFR, 1947 Supp. E. O. 9973, June 28, 1948, 13 F. R. 3600; 3 CFR, 1948 Supp.)

UNITED STATES CIVIL SERVICE COMMISSION,
[SEAL] L. A. MOYER,
Executive Director.

[F. R. Doc. 50-9593; Filed, Oct. 30, 1950; 8:47 a. m.]

PART 20—RETENTION PREFERENCE REGULATIONS FOR USE IN REDUCTIONS IN FORCE

MISCELLANEOUS AMENDMENTS

1. Effective as of August 28, 1950, the last unnumbered paragraph in § 20.3 is amended to read as follows:

§ 20.3 *Retention preference; classification.* * * *

Effective as of September 30, 1949, under the provisions of Executive Order 10080 and as of August 28, 1950, under the provisions of Executive Order 10157, each employee eligible to acquire competitive status under these orders will be classified in subgroup A–3 Plus if entitled to veteran preference or subgroup A–4 Plus if not entitled to veteran preference, until (1) it is determined that he will not be recommended by the agency for competitive status, (2) the time limit for recommending status is past, or (3) the recommended status is disapproved by the Civil Service Commission. Subgroup A–3 Plus ranks between subgroups A–2 and A–3, and subgroup A–4 Plus ranks between subgroups A–3 and A–4.

2. Effective as of August 28, 1950, § 20.11 (a) is amended by the addition of a sentence at the end of the paragraph. As amended, paragraph (a) reads as follows:

§ 20.11 *Reinstatement priority*—(a) *Reinstatement reserve list.* Employing agencies have a continuing obligation to place satisfactory career employees separated solely as a result of reductions in force, and in compliance with this obligation, each agency shall establish and maintain a reinstatement reserve list for each competitive area where career employees in subgroups A–1 and A–2 are separated in reductions in force. Each employee in subgroup A–1 or A–2 with competitive status who has been separated from a position in the competitive service on the basis of a notice as provided in § 20.10 shall have his name entered on the reinstatement reserve list for all positions in the competitive area for which he is qualified and available and continued on such list for a period of one year from the date of such notice, except that his name may be deleted from such list upon his signed written request, upon his acceptance of a non-temporary position in any Federal agency, or if he declines reinstatement to a position in the competitive service equivalent in grade and salary to the position from which separated.

Any employee separated on or after September 30, 1949, who has acquired a competitive status under the authority of Executive Order 10080, shall be entitled, upon application to the agency from which separated, to have his name entered upon the appropriate reinstatement reserve list for the remaining portion of the one-year period following the date of the notice under which he was separated. The same provision is applicable to any employee separated on or after August 28, 1950, who has acquired competitive status under the authority of Executive Order 10157.

(Secs. 11 and 19, 58 Stat. 390, 391; 5 U. S. C. 860, 868. Interpret or apply sec. 12, 58 Stat. 390; 5 U. S. C. 861)

UNITED STATES CIVIL SERVICE COMMISSION,
[SEAL] L. A. MOYER,
Executive Director.

[F. R. Doc. 50-9592; Filed, Oct. 30, 1950; 8:47 a. m.]

TITLE 7—AGRICULTURE

Chapter VII—Production and Marketing Administration (Agricultural Adjustment), Department of Agriculture

PART 729—PEANUTS

NATIONAL MARKETING QUOTA, NATIONAL ACREAGE ALLOTMENT, AND APPORTIONMENT TO STATES OF NATIONAL ACREAGE ALLOTMENT FOR 1951 CROP

Sec.
729.201 Basis and purpose.
729.202 Proclamation and determination with respect to national marketing quota, normal yield per acre, and national acreage for peanuts for the crop produced in the calendar year 1951.
729.203 Apportionment of the national peanut acreage allotment for the crop produced in the calendar year 1951.

AUTHORITY: §§ 729.201 to 729.203 issued under sec. 375, 52 Stat. 66, as amended; 7 U. S. C. 1375. Interprets or applies secs. 358, 359, 55 Stat. 88, 90, as amended; 7 U. S. C. and Sup., 1358, 1359.

§ 729.201 *Basis and purpose.* The Agricultural Adjustment Act of 1938, as amended, provides that between July 1 and December 1 of each calendar year, the Secretary of Agriculture shall proclaim a national marketing quota for peanuts for the crop produced in the next succeeding calendar year and that such quota shall be converted to a national acreage allotment by dividing the national marketing quota by the normal yield per acre for the United States.

Section 358 (c) of the act, as amended by section 4 of Public Law 272, 81st Congress, establishes a minimum 1950 national acreage allotment of 2,100,000 acres and requires that, if in any year after 1950 the national acreage allotment is less than 2,100,000 acres, the acreage allotment determined for each State shall be reduced in the same proportion as the national acreage allotment is reduced below 2,100,000 acres.

Section 729.202 establishes and proclaims the national marketing quota, the normal yield per acre, and the national acreage allotment for the 1951 crop of peanuts. Section 729.203 apportions the 1951 national acreage allotment among the several peanut-producing States. The determinations in these sections are based on the latest available statistics of the Federal Government.

Public notice of the proposed proclamation with respect to 1951 national marketing quota and apportionment of the national acreage allotment was given (15 F. R. 6637) in accordance with the Administrative Procedure Act. The proclamation is made after due consideration of recommendations submitted in response to public notice of proposed action.

§ 729.202 *Proclamation and determination with respect to national marketing quota, normal yield per acre, and national acreage allotment for peanuts for the crop produced in the calendar year 1951*—(a) *National marketing quota.* The amount of the national marketing quota for peanuts for the crop produced in the calendar year 1951 is 650,000 tons.

(b) *Normal yield per acre.* The normal yield per acre of peanuts for the United States is 734 pounds.

(c) *National acreage allotment.* The national acreage allotment for the crop produced in the calendar year 1951 is 1,771,117 acres.

§ 729.203 *Apportionment of the national peanut acreage allotment for the crop produced in the calendar year 1951.* The national peanut acreage allotment proclaimed in § 729.202 is hereby apportioned as follows:

State:	*1951 State acreage allotment*
Alabama	229,535
Arizona	801
Arkansas	4,570
California	1,050
Florida	61,149
Georgia	585,638
Louisiana	2,092
Mississippi	7,742
Missouri	233
New Mexico	4,975
North Carolina	188,451
Oklahoma	153,298
South Carolina	15,342
Tennessee	3,979
Texas	376,732
Virginia	117,819
Total apportioned to States	1,753,406
Maximum reserved for new farms	17,711
Total, United States	1,771,117

Issued at Washington, D. C., this 26th day of October 1950. Witness my hand and the seal of the Department of Agriculture.

[SEAL] CHARLES F. BRANNAN,
Secretary of Agriculture.

[F. R. Doc. 50-9594; Filed, Oct. 30, 1950; 8:47 a. m.]

[1023 (Peanuts-51) 1]

PART 729—PEANUTS

MARKETING QUOTA REGULATIONS FOR 1951 CROP

GENERAL

ACREAGE ALLOTMENTS AND NORMAL YIELDS FOR OLD FARMS

ACREAGE ALLOTMENTS AND NORMAL YIELDS FOR NEW FARMS

AUTHORITY: §§ 729.210 to 729.227 issued under sec. 375, 52 Stat. 66 as amended; 7 U. S. C. 1375. Interpret or apply secs. 301, 358, 359, 362, 363; 52 Stat. 38, 62, 63, 55 Stat. 88, 90, as amended; 7 U. S. C. and Sup., 1301, 1358, 1359, 1362, 1363.

GENERAL

§ 729.210 *Basis and purpose.* The regulations contained in §§ 729.210 to 729.227 are issued pursuant to the Agricultural Adjustment Act of 1938, as amended, and govern the establishment of farm peanut allotments and normal yields in connection with farm marketing quotas for the crop produced in the calendar year 1951. The purpose of the regulations in §§ 729.210 to 729.227 is to provide the procedure for allocating among farms the State acreage allotments for peanuts produced in the calendar year 1951 and for determining farm normal yields for peanuts. In a referendum to be conducted not later than the 15th day of December 1950, the eligible peanut growers will determine by their votes whether peanut marketing quotas will be in effect for the peanut crops produced in the calendar years 1951, 1952, and 1953. Prior to preparing the regulations in §§ 729.210 to 729.227 public notice (15 F. R. 6637) was given in accordance with the Administrative Procedure Act (60 Stat. 237). The data, views, and recommendations which were submitted have been duly considered within the limits permitted by the Agricultural Adjustment Act of 1938.

§ 729.211 *Definitions.* As used in §§ 729.210 to 729.227 and in all instructions, forms, and documents in connection therewith, the words and phrases defined in this section shall have the meanings herein assigned to them unless the context or subject matter otherwise requires.

(a) *"Assistant Administrator"* means the Assistant Administrator for Production, or the Acting Assistant Administrator for Production, of the Production and Marketing Administration of the United States Department of Agriculture.

(b) *Committees.* (1) "Community committee" means the persons elected within a community, pursuant to regulations governing PMA county and community committees published in the FEDERAL REGISTER of September 29, 1949 (14 F. R. 5916), to assist the county committee in the administration within the community of agricultural programs that are administered through the Production and Marketing Administration.

(2) "County committee" means the persons elected within a county, pursuant to regulations governing PMA county and community committees published in the FEDERAL REGISTER of September 29, 1949 (14 F. R. 5916), who are generally responsible for carrying out in the county the agricultural programs administered through the Production and Marketing Administration.

(3) "State committee" means the persons designated as the State committee of the Production and Marketing Administration, charged with the responsibility of administering Production and Marketing Administration programs within the State.

(c) "Cropland" means farm land which in 1950 was tilled or was in regular crop rotation, excluding (1) bearing orchards and vineyards (except the acreage of cropland therein), (2) plowable, noncrop, open pasture, and (3) any land which constitutes, or will constitute, if tillage is continued, a wind erosion hazard to the community.

(d) "Director" means the Director, or the Acting Director, of the Fats and Oil Branch of the Production and Marketing Administration of the United States Department of Agriculture.

(e) "Farm" means all adjacent or nearby farm land under the same ownership which is operated by one person, including also:

(1) Any other adjacent or nearby farm land which the county committee, in accordance with instructions issued by the Assistant Administrator, determines is operated by the same person as part of the same unit with respect to the rotation of crops and with workstock, farm machinery, and labor substantially separate from that for any other lands; and

(2) Any field-rented tract (whether operated by the same or another person) which, together with any other land included in the farm, constitutes a unit with respect to the rotation of crops.

A farm shall be regarded as located in the county in which the principal dwelling is situated, or if there is no dwelling thereon it shall be regarded as located in the county in which the major portion of the farm is located.

(f) "New farm" means a farm on which peanuts will be produced in 1951 for the first time since 1947.

(g) "Old farm" means any farm on which peanuts were produced in any year of the period 1948–50, inclusive.

(h) "Operator" means the person who is in charge of the supervision and conduct of the farming operations on the entire farm.

(i) "Peanuts" means all peanuts produced, excluding any peanuts not picked or threshed either before or after marketing from the farm.

(j) "Person" means an individual, partnership, association, corporation, firm, joint-stock company, estate or trust, or other business enterprise or other legal entity, and whenever applicable, a State, a political subdivision of a State, or any agency thereof.

(k) "Secretary" means the Secretary, or the Acting Secretary, of Agriculture of the United States.

(l) "Tillable acreage available" means the acreage of cropland on the farm which the county committee determines is available for the production of peanuts in 1951, taking into consideration land uses and other crops grown on the farm and customary rotation practices: *Provided*, That the tillable acreage available for the production of peanuts for a farm shall not exceed the cropland on the farm minus the total of the 1951 allotments established for other crops for the farm (the wheat allotment shall not include any acreage of wheat produced for home use, other than feeding to livestock for market, as determined by the county commitee). If 1951 allotments for one or more crops are not established for the farm prior to the determination of the tillable acreage available, the 1950 allotments established for such crops shall be used if it has been announced that allotments for such crops will be in effect in 1951.

(m) "Tillable acreage factor" means the factor determined for each county (or for each community in a county, if the county committee determines that between communities there is a wide variation in the percentage of the tillable acreage available that is customarily devoted to peanuts) by dividing the tillable acreage available for all old farms in the county (or community) into the sum of the 1950 farm peanut allotments for all old farms in the county (or community).

§ 729.212 *Rule of fractions.* All farm peanut allotments shall be rounded to the nearest one-tenth acre. Fractions of fifty-one thousandths of an acre or more shall be rounded upward, and fractions of fifty thousandths of an acre or less shall be dropped. For example, 8.051 would be 8.1 and 8.050 would be 8.0.

§ 729.213 *Instructions and forms.* The Director shall cause to be prepared and issued such forms as are necessary, and shall cause to be prepared such instructions as are necessary for carrying out §§ 729.210 to 729.227. The forms and instructions shall be approved by, and the instructions shall be issued by, the Assistant Administrator.

§ 729.214 *Approval of determinations.* The State committee or its authorized representative shall review farm peanut allotments and normal yields and the State committee may correct or require the correction of any determination made pursuant to §§ 729.210 to 729.227,

inclusive. Farm peanut allotments shall be approved by the State committee or its authorized representative and official notice of allotment shall not be given to any person until the allotment has been so approved.

§ 729.215 *Application for review.* Any producer who is dissatisfied with the farm acreage allotment and marketing quota established for his farm, may, within fifteen days after mailing of the official notice of the farm acreage allotment and marketing quota, file application with the county committee to have such allotment reviewed by the review committee. The procedures governing the review of farm acreage allotments and marketing quotas are contained in the Marketing Quota Review Regulations issued by the Secretary (7 CFR, Part 711) which are available at the office of the county committee.

ACREAGE ALLOTMENTS AND NORMAL YIELDS FOR OLD FARMS

§ 729.216 *Apportionment of State peanut allotment to counties.* The State committee shall determine county shares of the State peanut allotment by distributing such State allotment among the counties in which peanuts are grown, on the basis of the average peanut acreage for the county for the five years 1946–1950, adjusted for trends in acreage and abnormal conditions of production: *Provided*, That such distribution may be made on the basis of the county shares of the 1950 State allotment with such adjustments as the State committee determines are necessary to reflect accurately the relationship between counties as to such 1946–1950 adjusted average acreages of peanuts. The State committee shall estimate the peanut acreage for any county for any of the five years for which complete data are not available. The State committee shall not consider 1949 or 1950 excess acreage in apportioning the State peanut allotment to counties. Notwithstanding the foregoing provisions of this section, if the State committee determines that such action will facilitate the determination of fair and equitable farm peanut allotments, the sum of the county reserves set aside pursuant to § 729.220 may be deducted from the State acreage allotment and the remainder of the State acreage allotment apportioned among counties in accordance with the above provisions of this section.

§ 729.217 *Determination of farm data.* The county committee shall obtain the following information for each old farm:

(a) The name and address of the 1950 operator.

(b) The total acreage of all land in the farm.

(c) The acreage of cropland in the farm.

(d) The farm peanut acreage for each year 1946, 1947, 1948, 1949, and 1950.

(e) The 1949 and 1950 peanut allotments for the farm.

(f) The tillable acreage available for the farm.

The above data shall be obtained from acreage measurements and other records in the office of the county committee; if not available from these sources, these data may be obtained from reports from farm operators or other interested persons or may be appraised by the county committee on the basis of production and sales records or other available information.

§ 729.218 *Basis of allotment.* A farm peanut allotment shall be determined for each old farm on the basis of the tillable acreage available, the past acreage of peanuts, and the 1949 and 1950 peanut allotments for the farm, as such factors are reflected in the indicated allotment for the farm determined pursuant to § 729.219.

§ 729.219 *Determination of indicated farm allotment.* The county committee shall determine a 1951 indicated farm allotment for each old farm in the county as follows:

(a) If the 1950 farm peanut acreage is less than 75 percent of the 1950 farm peanut allotment, such allotment shall be adjusted to the largest of the actual 1948, 1949, or 1950 peanut acreage for the farm as determined by the county committee, but shall not exceed the 1950 farm peanut allotment.

(b) If peanuts were produced on the farm in 1948 or 1949, but no 1950 peanut allotment was established for the farm, the county committee, on the basis of the tillable acreage available and the past acreage of peanuts for the farm, shall establish for such farm an acreage to be considered the 1950 allotment for the farm for the purpose of determining the 1951 indicated farm allotment. The acreage so established shall be the acreage which the county committee determines is fair and equitable as compared with similar farms for which 1950 allotments were established.

(c) If peanuts were produced on the farm in 1950 for the first time since 1947 but no 1950 peanut allotment was established for the farm, the county committee, on the basis of the tillable acreage available for the farm, shall determine a 1951 indicated allotment for the farm which is fair and equitable as compared with similar farms in the community, but such indicated allotment shall not exceed the result obtained by multiplying the tillable acreage available for the farm by the tillable acreage factor.

(d) For each old farm, excluding farms described in paragraph (c) of this section, the 1951 indicated farm allotment shall be the 1950 peanut allotment for the farm, adjusted pursuant to paragraph (a) of this section, where applicable, subject to such further adjustment as the county committee, with the assistance of the community committee, determines is necessary to obtain a 1951 indicated allotment for the farm which is fair and equitable in relation to other old farms in the county which are similar with respect to factors affecting the production of peanuts. Each such adjustment shall be based on one or more of the following factors: The tillable acreage available for the farm, and the 1948, 1949, and 1950 farm peanut acreages: *Provided*, That no consideration will be given to 1949 or 1950 excess acreage. Each adjustment made in accordance with this paragraph shall be within the following limits:

(1) If a downward adjustment is made, the 1951 indicated farm allotment shall be not less than the smaller of (i) the result obtained by multiplying the tillable acreage available for the farm by the tillable acreage factor or (ii) the 1948–1950 average peanut acreage for the farm.

(2) If an upward adjustment is made, the 1951 indicated farm allotment shall be not more than the larger of (i) the result obtained by multiplying the tillable acreage available for the farm by the tillable acreage factor or (ii) the largest peanut acreage for the farm for the years 1948, 1949, or 1950.

(3) The sum of the upward adjustments made for all farms in the county (or community) shall not exceed the sum of the downward adjustments made for all farms in the county (or community); except that, with the approval of the State committee, the sum of the upward adjustments may exceed the sum of the downward adjustments by not more than three percent of the sum of the 1950 peanut allotments for old farms in the county (or community).

(e) The 1951 indicated farm allotment determined pursuant to the foregoing provisions of this section shall not exceed the tillable acreage available for the farm.

§ 729.220 *County reserves for corrections and for small farms.* The county committee shall determine the percentage of the county share of the State allotment that will be needed for the correction of errors in farm allotments resulting from inaccurate data, or the omission of data, required under the provisions of § 729.217. The county committee shall estimate the percentage of the total acreage of peanuts grown in the county during the three-year period 1948–1950 that was grown on land included in farms for which allotments will not be established under § 729.222 either because the peanut acreage on each of such farms in each of the years 1948–1950, inclusive, was one acre or less, or the land has been removed from agricultural production. The acreage recommended to be set aside shall include the acreage obtained by multiplying the county share of the State allotment by such percentage. The county reserves for corrections and for small farms recommended by the county committee shall be subject to adjustment by the State committee or its authorized representatives.

§ 729.221 *County acreage factor.* A county acreage factor shall be determined for each county by dividing the county share of the State allotment, less the acreages set aside as reserves pursuant to § 729.220 by the sum of the indicated allotments established for all old farms in the county.

§ 729.222 *Allotments for old farms.* The allotment for each old farm shall be the result obtained by multiplying the 1951 indicated farm allotment by the county acreage factor determined pursuant to § 729.221. The sum of the allotments established for all old farms in the county shall not exceed the county share

of the State allotment established pursuant to § 729.216.

§ 729.223 *Reduction of acreage allotment for violation of the marketing quota regulations for a prior marketing year.* (a) If peanuts were marketed or were permitted to be marketed in any marketing year as having been produced on the acreage allotment for any farm which in fact were produced on a different farm, the acreage allotments established for both such farms for 1951 shall be reduced, except that such reduction for any such farm shall not be made if the county committee determines that no person connected with such farm caused, aided, or acquiesced in such marketing.

(b) The operator of the farm shall furnish complete and accurate proof of the disposition of all peanuts produced on the farm at such time and in such manner as will insure payment of the penalty due and in the event of refusal or failure for any reason to furnish such proof the acreage allotment for the farm shall be reduced; except that, if the farm operator establishes to the satisfaction of the county and State committees that failure to furnish such proof of disposition was unintentional on his part and that he could not reasonably have been expected to furnish accurate proof of disposition, reduction of the allotment will not be required if the failure to furnish proof of disposition is corrected and payment of all additional penalty is made.

(c) Any reduction shall be made with respect to the 1951 farm acreage allotment, provided it can be made prior to the delivery of the marketing card to the farm operator. If the reduction cannot be so made effective with respect to the 1951 crop, such reduction shall be made with respect to the farm acreage allotment next established for the farm. This section shall not apply if the allotment for any prior year was reduced on account of the same violation.

(d) The amount of reduction in the 1951 allotment shall be that percentage which the amount of peanuts involved in the violation is of the respective farm marketing quota for the farm for the year in which the violation occurred. Where the amount of such peanuts involved in the violation equals or exceeds the amount of the farm marketing quota, the amount of reduction shall be 100 percent. The amount of peanuts determined by the county committee to have been falsely identified or for which satisfactory proof of disposition has not been furnished shall be considered the amount of peanuts involved in the violation. If the actual production of peanuts on the farm is not known, the the county committee shall estimate such actual production, taking into consideration the condition of the peanut crop during production, if known, and the actual yield per acre of peanuts on other farms in the locality on which the soil and other physical factors affecting the production of peanuts are similar: *Provided*, That the estimate of such actual production of peanuts on the farm shall not exceed the harvested acreage of peanuts on the farm multiplied by the average actual yield on farms in the locality on which the soil and other physical factors affecting the production of peanuts are similar. The actual yield of peanuts on the farm as so estimated by the county committee multiplied by the farm acreage allotment, shall be considered the farm marketing quota for the purposes of this section. In determining the amount of peanuts for which satisfactory proof of disposition has not been shown in case the actual production of peanuts on the farm is not known, the amount of peanuts involved in the violation shall be deemed to be the actual production of peanuts on the farm, estimated as above, less the amount of peanuts for which satisfactory proof of disposition has been shown.

(e) If the farm involved in the violation is combined with another farm prior to the reduction, the reduction shall be applied to that portion of the allotment for which a reduction is required under paragraph (a) or (b) of this section.

(f) If the farm involved in the violation has been divided prior to the reduction, the reduction shall be applied to the allotments for the divided farms as required under paragraphs (a) and (b) of this section.

§ 729.224 *Allotments for farms divided or combined*—(a) *Divisions.* If land operated as a single farm in 1950 will be operated in 1951 as two or more farms, the 1951 allotment determined, or which otherwise would have been determined, for the entire tract shall be apportioned among the divided farms in the same proportion as the cropland suitable for the production of peanuts for each such divided farm bears to the cropland suitable for the production of peanuts for the entire tract; except that, if the tract to be divided for 1951 resulted from a combination of two or more separate and distinct farms prior to a combination for 1949 or 1950, the allotment may be divided among such farms in the same proportion that each contributed to the farm acreage allotment for the year for which combined: *Provided*, That, (1) with the recommendation of the county committee and the approval of the State committee, the allotment determined for a divided farm pursuant to the preceding provisions of this paragraph may be increased or decreased by not more than the larger of one acre or ten percent of the 1951 peanut acreage allotment determined for the entire tract, with corresponding increases or decreases made in the allotment apportioned to the other divided farm or farms, or (2) if the tract is to be divided for 1951 in settling an estate, the allotment may be apportioned among the divided farms on such basis as the State committee may prescribe.

(b) *Combinations.* If two or more tracts operated separately in 1950 are combined and operated as a single farm for 1951, the 1951 allotment shall be the sum of the 1951 allotments determined, or which otherwise would have been determined, for each of the tracts composing the combination.

§ 729.225 *Normal yields for old farms.* The normal yield for any old farm shall be the average yield per acre of peanuts for the farm, adjusted for abnormal weather conditions, during the five calendar years immediately preceding the year in which the normal yield is determined. If for any such year the data are not available or there is no actual yield, then the normal yield for the farm shall be appraised by the county committee on the basis of the data which are available.

ACREAGE ALLOTMENTS AND NORMAL YIELDS FOR NEW FARMS

§ 729.226 *Allotments for new farms.* The acreage allotment for a new farm shall be that acreage which the county committee, subject to the approval of the State committee, determines is fair and reasonable for the farm, taking into consideration the peanut-growing experience of the farm operator, the tillable acreage available for the farm, and peanut allotments established for old farms in the locality which are similar with respect to factors affecting the production of peanuts: *Provided*, That such allotment shall not exceed the result obtained by multiplying the tillable acreage available for the farm by the tillable acreage factor.

Notwithstanding any other provisions of this section, an allotment shall not be established for any new farm unless each of the following conditions has been met:

(a) An application for a new farm allotment is filed by the farm operator with the county committee prior to the closing date established by the State committee. In no event is the date to be earlier than February 1, 1951.

(b) The farm operator is largely dependent on the farm for his livelihood.

(c) The farm is the only farm owned or operated by the farm operator for which a peanut allotment is established for 1951.

One percent of the national peanut acreage allotment shall be available for establishing allotments for new farms; except that, if the total of the acreages required to establish fair and equitable allotments and reserves for eligible old farms in any State is less than the State allotment, the balance of such State allotment shall, upon approval by the Assistant Administrator, be available for establishing allotments for new farms. The farm acreage allotments established as provided in this section shall be subject to such downward adjustment as is necessary to bring the allotments in line with the acreage available for new farm allotments.

§ 729.227 *Normal yields for new farms.* The normal yield for any new farm shall be that yield per acre which the county committee determines is normal for the farm, as compared with other farms in the locality which are similar with respect to soil and other physical factors affecting the production of peanuts.

Done at Washington, D. C., this 26th day of October 1950. Witness my hand and the seal of the Department of Agriculture.

[SEAL] CHARLES F. BRANNAN,
Secretary of Agriculture.

[P. R. Doc. 50-9595; Filed, Oct. 30, 1950; 8:47 a. m.]

TITLE 10—ATOMIC ENERGY

Chapter I—Atomic Energy Commission

PART 60—DOMESTIC URANIUM PROGRAM

GUARANTEED MINIMUM PRICE FOR URANIUM-BEARING CARNOTITE-TYPE OR ROSCOELITE-TYPE ORES OF COLORADO PLATEAU AREA

Section 60.5 of Title 10, Code of Federal Regulations, is amended by extending the expiration date of the guaranteed minimum prices from June 30, 1954, to March 31, 1958, so that § 60.5 shall read as follows:

§ 60.5 *Guaranteed minimum price for uranium-bearing carnotite-type or roscoelite-type ores of the Colorado Plateau area*—(a) *Guarantee.* To stimulate domestic production of uranium-bearing ores of the Colorado Plateau area, commonly known as carnotite-type or roscoelite-type ores, and in the interest of the common defense and security, the United States Atomic Energy Commission hereby establishes the guaranteed minimum prices specified in § 60.5a effective during the period, February 1, 1949 through March 31, 1958, for the delivery of such ores to the Commission at Monticello, Utah, in accordance with the terms of this section and § 60.5a.

(60 Stat. 755–775; 42 U. S. C. 1801–1819. Interprets or applies sec. 5, 60 Stat. 761, 42 U. S. C. 1805)

Dated: October 20, 1950.

UNITED STATES ATOMIC ENERGY COMMISSION,
CARLETON SHUGG,
Acting General Manager.

[F. R. Doc. 50-9579; Filed, Oct. 30, 1950; 8:45 a. m.]

TITLE 19—CUSTOMS DUTIES

Chapter I—Bureau of Customs, Department of the Treasury

[T. D. 52583]

PART 4—VESSELS IN FOREIGN AND DOMESTIC TRADES

PART 26—DISCLOSURE OF INFORMATION

RECORDS OF ENTRY AND CLEARANCE OF VESSELS; DISCLOSURE OF INFORMATION CONCERNING IMPORTS AND EXPORTS

In order to protect the security of the United States by restricting the disclosure of information concerning movements of vessels and cargoes in foreign trade, the Customs Regulations of 1943 are amended as follows:

1. Section 4.95 of the Customs Regulations of 1943 (19 CFR 4.95), is hereby amended by deleting the last sentence and substituting the following: "These records shall be indexed on customs Form 1404 or 1407 and shall be open to public inspection, except that during any period covered by a finding by the President under section 1 of title II of the act of June 15, 1917 (50 U. S. C. 191), as amended by Public Law No. 679, 81st Congress, that the security of the United States is endangered by reason of actual or threatened war, or invasion, or insurrection, or subversive activity, or of disturbances or threatened disturbances of the international relations of the United States, no such record shall be disclosed to other than a party in interest without written authorization from the Commissioner of Customs."

(R. S. 161, 251, secs. 2, 3, 23 Stat. 118, as amended, 119, as amended, sec. 624, 46 Stat. 759; 5 U. S. C. 22, 19 U. S. C. 66, 1624, 46 U. S. C. 2, 3)

2. Section 26.7 (c) of the Customs Regulations of 1943 (19 CFR 26.7 (c)) is hereby amended to read as follows:

(c) During any period covered by a finding by the President under section 1 of Title II of the act of June 15, 1917 (50 U. S. C. 191), as amended by Public Law No. 679, 81st Congress, that the security of the United States is endangered by reason of actual or threatened war, or invasion, or insurrection, or subversive activity, or of disturbances or threatened disturbances of the international relations of the United States, information concerning imports and exports shall not be disclosed except as provided for in § 26.4.

(R. S. 161; 5 U. S. C. 22)

3. Treasury Decision 51364, approved December 6, 1945 (10 F. R. 14866), is hereby revoked. Attention is invited to the fact that § 26.7 (c), Customs Regulations of 1943, and the exception contained in the third sentence of § 4.95, Customs Regulations of 1943, as those sections are hereby amended, are now operative, in view of the finding of the President set forth in Executive Order No. 10173, dated October 18, 1950 (15 F. R. 7005).

[SEAL] FRANK DOW
Commissioner of Customs.

Approved: October 20, 1950.

JOHN S. GRAHAM,
Acting Secretary of the Treasury.

[F. R. Doc. 50-9620; Filed, Oct. 30, 1950; 8:51 a. m.]

TITLE 38—PENSIONS, BONUSES, AND VETERANS' RELIEF

Chapter II—Veterans' Education Appeals Board

PART 200—RULES OF PRACTICE

A new Chapter II, "Veterans' Education Appeals Board," is added to Title 38, as follows:

The Board, pursuant to authority vested in it by the Veterans' Education and Training Amendments of 1950, Public Law 610, 81st Congress, approved July 13, 1950, particularly section 2 thereof, and finding such action necessary and appropriate for carrying out the provisions of the said act, hereby adopts, promulgates, and prescribes the accompanying rules of practice.

GENERAL PROVISIONS

PROCEEDINGS PRELIMINARY TO HEARING

HEARINGS

ADJUDICATION

AUTHORITY: §§ 200.1 to 200.41 issued under sec. 2, Pub. Law 610, 81st Cong.

GENERAL PROVISIONS

§ 200.1 *Veterans' Education Appeals Board*—(a) *Quorum.* A majority of the members of the Board shall constitute a quorum for the transaction of business.

(b) *Sessions.* The Board may meet and exercise all its powers at any place, and may, by one or more of its members, or by such examiners as it may designate, preside at any hearing necessary for the proper discharge of its functions in any part of the United States.

§ 200.2 *Meaning of words.* Words used in the singular form shall be deemed to import the plural, or vice versa, as the case may demand.

§ 200.3 *Definitions.* (a) All terms used in this part which are defined in Public Law 346, 78th Congress, and amendments thereto, shall have the meaning as therein defined.

(b) *"Administrator".* The Administrator of Veterans' Affairs, or his duly authorized representative.

(c) *"Answer".* The document filed by the Administrator or his duly authorized representative in reply to the allegations contained in the Application.

(d) *"Applicant".* The party requesting review of a determination of the Administrator.

(e) *"Application".* The document filed by the institution requesting the Board to review the rate of payment, or other determination made by the Veterans' Administration.

(f) *"Board"*. The Veterans' Education Appeals Board consisting of three members appointed by the President of the United States pursuant to and in accordance with the provisions of Public Law 610, 81st Congress, approved July 13, 1950.

(g) *"Hearing"*. That part of the proceedings which involves the submission of evidence for the record, in either oral or written form.

(h) *"Notice of appeal"*. The written statement timely filed with the Veterans' Education Appeals Board, a copy of which, in accordance with applicable Veterans' Administration instructions, is simultaneously filed with the Veterans' Administration regional office conducting contractual negotiations, and notifying the Board that an Application for review will be filed within 60 days from acknowledgement thereof. (See § 200.7.)

(i) *"Notice of determination"*. The official notification in writing to an institution of a determination of the Veterans' Administration.

(j) *"Party"*. Includes the Administrator or his duly authorized representative and the representatives of educational and training institutions seeking review of a determination of the Veterans' Administration.

(k) *"Presiding Officers"*. The Board, or one of the members of the Board, or one or more examiners appointed as provided in the Administrative Procedure Act who preside at the taking of evidence.

PROCEEDINGS PRELIMINARY TO HEARING

§ 200.4 *Initiation of appeal.* Institutions desiring a review of a determination of the Administrator shall initiate the appeal by filing a Notice of Appeal as defined in § 200.3 (h) or in lieu thereof shall initiate the appeal by the filing of an Application as provided in § 200.5.

§ 200.5 *Pleadings.* Pleadings shall consist of: (a) An Application prepared in the form prescribed in § 200.6, setting forth the alleged errors made in the Veterans' Administration determination, the contentions of the applicant with respect thereto, and the facts upon which the applicant relies in support of his contentions; (b) the Answer of the Veterans' Administration to the allegations made in the Application; and (c) when appropriate or required, the Reply filed by the applicant in response to the Answer of the Veterans' Administration. The Board, upon its own motion, or upon the motion of either party in which good cause is shown, may request a more definite and certain statement of the nature of the claim or defense or of any matter in any pleading, and may require the verification of any responsive pleading.

§ 200.6 *Applications*—(a) *Form.* The Application, including exhibits and enclosures thereto, shall be submitted in quadruplicate (original and three copies).

(b) *Content.* The Application shall contain at least the following information:

(1) A caption as follows:

VETERANS' EDUCATION APPEALS BOARD

(Applicant) v. Administrator of Veterans' Affairs ..... Docket No. ——

APPLICATION

(2) Proper allegations showing jurisdiction. The Application shall identify the specific determination or action of the Veterans' Administration with which the applicant is dissatisfied, and shall request a review of such determination or action by the Board. Where material the period during which the institution has been in operation shall be shown, and also the name and length of each course in question. Also where material all prior contracts between the institution and the Veterans' Administration shall be listed, indicating the period covered by each contract. Date of receipt of the Board's acknowledgment of the school's "Notice of Appeal" shall be shown. (See § 200.7.)

(3) The official notice, or copy, of the determination of the Veterans' Administration from which the appeal is taken shall be incorporated by reference and attached to the Application as Exhibit A thereof.

(4) A clear and concise statement of each error which the applicant alleges to have been made by the Veterans' Administration in its determination. Each assignment of error shall be separately numbered and shall be immediately followed by paragraphs containing a definite and specific statement of the applicant's contention with respect to the alleged error, and the facts upon which the applicant relies as sustaining the assignment of error.

(5) A prayer setting forth the relief sought by the applicant.

(6) The signature of the applicant which shall be subscribed in writing to the original of the Application and shall be in the individual and not in a firm name, except that the signature of an applicant corporation shall be in the name of the corporation by one of its authorized officers. The name and mailing address of the applicant shall be typed immediately beneath the signature.

(7) The verification of the Application shall be in the form prescribed by the Board.

(c) *Letter transmitting application.* Applications will be forwarded to the Board with a covering letter which should indicate the Veterans' Administration regional office the applicant prefers for place of hearing. The time and place of hearing shall be fixed by the Board with due consideration for convenience and expense of parties.

§ 200.7 *Application: Limitation on time for filing.* Except for the statutory limitation for filing Applications under Public Law 610, 81st Congress, Applications as set forth in § 200.6 must be filed within 60 days after date of receipt of the Board's acknowledgment of the institution's "Notice of Appeal" as defined in § 200.3 (h).

§ 200.8 *Application: Processing of*—(a) *Preliminary examination.* Upon receipt of the Application, a preliminary examination will be made for the purpose of determining whether or not the Application has been prepared in accordance with this part, in particular § 200.6. Applications which have not been prepared in accordance with this part will be returned to the school with instructions for perfecting the Application. The Board will fix a reasonable time for the applicant to perfect the Application.

(b) *Premature application.* Except for good cause shown, no Application will be accepted which does not clearly indicate that the institution and the Veterans' Administration have exhausted all means of reaching a mutually satisfactory agreement without submitting the question to the Board.

(c) *Docketing.* An Application which upon review appears in order shall be assigned a docket number, and a copy thereof will be forwarded to the Administrator for preparation of Answer or other responsive pleading to the contentions and issues raised by the applicant. All communications concerning the Application and all documents thereafter filed in the proceeding shall bear the docket number of the Application. The institution shall be notified of this action and informed as to the docket number.

§ 200.9 *Financial statements: Submission of.* In the case of an appeal from a determination of a rate of payment for tuition, fees, or other charges, the Administrator may, within 15 days after receipt of the Application, unless such time shall have been extended by the Board, file a motion requesting the applicant to file with the Board an "Income and Expense Statement" and a "Balance Sheet," with supporting information. The Board will transmit the motion to the institution for compliance therewith as provided in § 200.16 (e). The period required for furnishing such statements will stay the time within which the Administrator must file the Answer or other responsive pleading. Four authenticated copies of the statements, prepared and properly certified by a legally qualified Public Accountant, will be forwarded by the institution to the Board for filing and service.

§ 200.10 *Answer.* Within 45 days after receipt of Application, unless such time shall have been extended by the Board or by applicable rule, the Administrator shall file with the Board an Answer containing a precise statement of the facts or law involved with respect to each of the items controverted in the Application, and any other relevant matter which the Administrator contends should be considered by the Board in the review of the determination of the Veterans' Administration requested by the applicant. A copy of the Answer shall be forwarded to the applicant by the Board. The Board shall grant the applicant 20 days or such additional time as may be reasonable to reply to any new issues raised in the Answer.

§ 200.11 *Joinder of issue.* A proceeding shall be deemed at issue upon the filing of the Answer unless a Reply is required under § 200.10, in which event the proceeding shall be deemed at issue upon the filing of the Reply.

§ 200.12 *Service of documents.* The Board shall serve all documents on the parties either by personal service or by registered mail, and such service will be effective as of the date received. The Post Office Department Return Receipt shall be proof of the service where service is by registered mail.

§ 200.13 *Pleadings part of record.* Statements of material and relevant facts in a pleading, unless specifically denied in a counter pleading filed under this part, shall constitute prima facie evidence and be a part of the record without special determination or incorporation therein, but, if request is seasonably made, a competent witness must be made available for cross-examination on the evidence so included in the record.

§ 200.14 *Amendments.* Leave to file amendments to any pleadings will be allowed or denied by the Board or presiding officer as a matter of discretion.

§ 200.15 *Time.* In computing any period of time prescribed or allowed by this part, the day of the act after which the designated period of time begins to run is not to be included. The last day of the period so computed is to be included unless it is a Saturday, Sunday, or a legal holiday in the District of Columbia, in which event the period runs until the end of the next day which is neither Saturday, Sunday, nor a legal holiday.

§ 200.16 *Motions*—(a) *Filing.* The original and three copies of motions shall be filed with the Board, except that motions made during the course of a hearing may be filed with the presiding officer, or may be stated orally and made a part of the record.

(b) *Content.* Motions must be timely, must set forth the reasons for the action sought, and may be accompanied by written briefs of the points and authority relied upon.

(c) *Motion to make more definite and certain.* A motion to make more definite and certain shall specify the matters complained of in the pleading, and shall clearly indicate the particulars desired and considered necessary to the preparation of a proper Answer or Reply to such pleading.

(d) *Motion requesting financial statements.* A motion requesting statements under § 200.9 shall specify the period to be covered by the Income and Expense Statement and the date as of which the Balance Sheet is to be prepared, and the motion shall indicate the supporting detailed information desired.

(e) *Service.* A copy of any motion filed with the Board will be served upon the opposite party for compliance or response. Unless otherwise instructed by the presiding officer, a party desiring to contest such a motion shall file with the Board, within 20 days from the date of receipt of the motion, an original and three copies of a brief setting forth the reasons for non-compliance and the points and authority relied upon.

(f) *Contested motion.* A contested motion will be ruled upon by the presiding officer on the basis of briefs submitted by the parties, unless either party requests a hearing on the motion. If such request is made, the presiding officer may, in his discretion, set the motion down for oral argument. All motions subsequent to the filing of the initial decision shall be addressed to and ruled upon by the Board.

§ 200.17 *Depositions*—(a) *Application.* A party desiring to take a deposition shall make application therefor in writing, setting forth the reasons why such deposition should be taken, the name and residence of the witness, the matters concerning which it is expected the witness will testify, and the time and place proposed for the taking of the deposition. Thereupon, the Board or presiding officer, as the case may be, may in his discretion, issue an order which will name the witness whose deposition is to be taken, state the scope of the testimony to be taken, and specify the time when, the place where, and the designated officer before whom the witness is to testify. Such order shall be served upon all parties by the Board, a reasonable time in advance of the time fixed for taking testimony.

(b) *Taking by stipulation.* At any time after issue is joined, the parties or their counsel may, by stipulation duly signed and filed, take depositions. In such cases, the stipulation shall state the name and address of each witness, the time when and the place where such depositions will be taken, and the name, address, and official title of the officer before whom it is proposed to take the deposition. No order to take depositions will be issued, but they shall be taken and returned by the officer in accordance with the rules of the Board.

(c) *Testimony under oath or affirmation.* Witnesses whose testimony is taken by deposition shall be sworn or shall affirm before any questions are put to them. Each question propounded shall be recorded and the answers shall be taken down in the words of the witness.

(d) *Objections to questions or evidence.* Objections to questions or evidence shall be in short form, stating the grounds of objection relied upon, but no transcript filed by the officer shall include argument or debate. Objections to questions or evidence shall be noted upon the deposition by the officer, but he shall not have power to decide on the competency, materiality, or relevancy of evidence. Objections to questions or evidence not made before the officer shall not be deemed waived unless the ground of the objection is one which might have been obviated or removed if presented at that time.

(e) *Method of taking.* The testimony shall be reduced to writing by the officer, or under his direction, after which the deposition shall be subscribed by the witness and certified in usual form by the officer. The original and four copies of deposition and exhibits shall be forwarded under seal to the Board, together with a Certificate on Return in the form prescribed by the Board. Upon receipt thereof, the Board shall file the original in the proceeding and shall forward a copy to each party or his attorney of record.

(f) *As evidence.* Any part of a deposition not received in evidence at a hearing before a presiding officer shall not constitute a part of the record in such proceeding, unless the parties shall so agree.

(g) *Interrogatories.* Depositions may also be taken and submitted on written interrogatories in substantially the same manner as depositions taken by oral examination. The interrogatories shall be served on all parties by the Board. Within five days any party may file with the Board his objections, if any, to such interrogatories, and may file such cross-interrogatories as he desires to submit. Cross-interrogatories shall be filed in triplicate, and copies shall be served on all parties, who shall have three days thereafter to file their objections, if any, to such cross-interrogatories. Objections to interrogatories or cross-interrogatories shall be settled by the Board or presiding officer. Objections to interrogatories shall be made before the order is given for taking the deposition and if not so made, shall be deemed waived. When a deposition is taken upon written interrogatories and cross-interrogatories, no party shall be present or represented, and no person other than the witness, a stenographic reporter, and the officer shall be present at the examination of the witness, which fact shall be certified by the officer, who shall propound the interrogatories and cross-interrogatories to the witness in their order and reduce the testimony to writing in the witness' own words.

(h) *Fees of officers and witnesses.* Witnesses whose depositions are taken and the officers taking same, shall be entitled to the same fees as are paid for like services in the courts of the United States, which fees shall be paid by the party at whose instance the depositions are taken.

§ 200.18 *Appearance and practice before Board*—(a) *Person or partnership.* Any individual may appear in his own behalf, or a member of a partnership may represent the partnership, or a bona fide official of a corporation or an association may represent the corporation or the association.

(b) *Attorney-at-law.* A person may be represented by an attorney-at-law admitted to practice before the Supreme Court of the United States, the highest court in any State or Territory, or the District Court of the United States for the District of Columbia.

(c) *Power of attorney.* Any person appearing before or transacting business with the Board in a representative capacity may be required to file a power of attorney with the Board showing the authority to act in such capacity.

(d) *Former employees barred.* No person having served as officer, attorney, accountant, or other employee in the Veterans' Administration shall be permitted to practice, or act as counsel, attorney, or representative of an institution in any proceeding before the Board within one year next after the separation

of the said person from the service of the Veterans' Administration.

§ 200.19 *Prehearing conference*—(a) *Purpose.* Upon written notice by the Board, presiding officer, or upon oral instruction of the Board, presiding officer, parties or their attorneys may be requested to appear before a presiding officer at a specified time and place for a conference prior to or during the course of a hearing, or in lieu of personally appearing to submit suggestions in writing for the purpose of formulating issues and considering:

(1) The simplification of issues;

(2) The necessity or desirability of amending the pleadings either for the purpose of clarification, amplification, or limitation;

(3) The possibility of making admissions of certain averments of fact or stipulations concerning the use by either or both parties of matters of public record, such as annual reports and the like, to the end of avoiding the unnecessary introduction of proof;

(4) The procedure at the hearing;

(5) The limitation of the number of witnesses;

(6) The propriety of prior mutual exchange between the parties of prepared testimony and exhibits; and

(7) Such other matters as may aid in the simplification of evidence and disposition of the proceeding.

(b) *Facts disclosed privileged.* Facts disclosed in the course of the prehearing conference are privileged and, except by agreement, shall not be used against participating parties either before the Board or elsewhere unless fully substantiated by other evidence.

(c) *Recordation and order.* Action taken at the conference, including a recitation of the amendments allowed to the pleadings, the agreements made by the parties as to any of the matters considered, and defining of issues, shall be recorded in an appropriate order by the presiding officer unless the parties enter upon a written stipulation as to such matters or agree to a statement thereof made on the record.

HEARINGS

§ 200.20 *Duties and powers of Board and presiding officers—*(a) *Hearings.* All hearings pursuant to formal application shall be presided over by the Board, a member of the Board, or by a hearing examiner appointed by the Board and duly qualified as an examiner within the meaning of the Administrative Procedure Act. Presiding officers are charged with the duty of conducting a fair and impartial hearing and of maintaining order in form and manner consistent with the dignity of the Board. So far as practicable hearing examiners shall be assigned to cases in rotation.

(b) *Duties and powers.* Subject to the published rules of the Board and within its authority, officers presiding at hearings shall have the following duties and powers in all cases to which they are assigned by the Board, to wit:

(1) To administer oaths and affirmations.

(2) To rule upon offers of proof and receive relevant evidence.

(3) To take or cause depositions to be taken whenever the ends of justice would be served thereby.

(4) To regulate the course of the hearings.

(5) To hold conferences for the settlement or simplification of the issues by consent of the parties.

(6) To dispose of procedural requests or similar matters.

(7) To make and file an initial decision as provided in § 200.36.

(8) To certify questions to the Board for its determination.

(9) To take any other action authorized by Board rule consistent with the Administrative Procedure Act or other applicable law.

§ 200.21 *Hearings: How ordered.* Hearings may be ordered by the Board either upon its own motion or upon the motion of a party to the proceeding. Presiding officers will preside at the hearing. Witnesses will be examined orally, unless the facts have been stipulated by parties or unless the testimony is taken by deposition as provided in § 200.17. Generally, hearings will be held in Washington, D. C. Appeals from the initial decisions of a hearing examiner will be heard by Board members sitting in Washington, D. C. Hearings may, at the discretion of the Board, be held elsewhere.

§ 200.22 *Hearings: Notice of.* Appropriate notice of any hearing will be given by the Board. The notice will state the nature of the matters to be heard, the time and place of the hearing, and, if designated, the presiding officer before whom the testimony is to be taken or the evidence produced. Notice of such hearing will be served upon the applicant or his attorney by registered mail addressed to the last known address, and will be personally served on the Administrator.

§ 200.23 *Order of procedure.* To promote orderliness and clarity of the record, evidence in support of the Application ordinarily shall first be received and secondly, such evidence in reply as may be appropriate. Thereafter, rebuttal and any necessary additional evidence shall be received. The applicant will open and close except as may otherwise be directed by the presiding officer.

§ 200.24 *Evidence: Admissibility generally.* Except as otherwise provided, the rules of evidence governing civil proceedings in matters not involving trial by jury in the courts of the United States shall govern: *Provided, however,* That such rules may be relaxed by the Board, or presiding officer, to insure an adequate and fair hearing. It shall be the policy of the Board to exclude all irrelevant, immaterial, and unduly repetitious evidence. The weight to be attached to evidence presented in any particular form will be determined by the presiding officer in the exercise of reasonable discretion under all the circumstances of the particular case.

§ 200.25 *Evidence: By stipulation.* The parties by stipulation in writing, filed with the Board or presented at the hearing, may agree upon any facts involved in a proceeding. Stipulations filed need not be formally offered to be considered in evidence. Written stipulations shall be filed in triplicate. Any objections to the relevancy of a particular part or all of a stipulation should be noted in the stipulation, but the Board will give consideration to any objection to the relevancy of stipulated facts made at the hearing. The Board may set aside a stipulation where justice requires, but will not receive evidence tending to qualify, change, or contradict any fact properly introduced into the record by stipulations. Exhibits attached to a stipulation shall be lettered serially if offered by the applicant, and numbered serially if offered by the Administrator. Exhibits which are offered as joint exhibits shall be marked serially as follows: 1–A, 2–B, etc. Triplicates of exhibits appended to the stipulations need not be provided unless requested.

§ 200.26 *Evidence: By deposition.* Evidence may be offered in the form of depositions as provided in § 200.17. However, the depositions will not be considered until offered and received in evidence. Exhibits attached to the depositions shall be identified as provided in § 200.25 for exhibits to stipulations.

§ 200.27 *Evidence: Ex parte affidavit.* Ex parte affidavits, and briefs, do not constitute evidence.

§ 200.28 *Evidence: Failure to submit.* Failure to adduce evidence in support of the material facts alleged in the Application and denied by the Administrator in his Answer, will be ground for dismissal. Where there is a joinder of issue on questions of facts, the party upon whom rests the burden of proof must produce evidence in support of the issues.

§ 200.29 *Evidence: Submission without oral hearings or appearance.* Any proceeding not requiring an oral hearing for the submission of evidence (as, for example, where sufficient facts have been admitted, stipulated, or included in the record in some other way) may be submitted at any time by stipulation and notice of the parties filed with the Board. The Board or presiding officer, upon request of the parties, will fix a time for filing briefs or oral argument. A contested motion not predicated upon an issue of fact, may be submitted in the same manner. (See § 200.16 (f).)

§ 200.30 *Documentary evidence; substitution.* When books, records, papers, or documents, have been received in evidence, copies thereof, or of so much thereof as may be material or relevant may, in the discretion of the Board or presiding officer, be substituted therefor. After the decision of the Board in any proceeding has become final, the Board may permit the withdrawal by the party entitled thereto of original exhibits, or the Board may make such other disposition thereof as it deems advisable.

§ 200.31 *Burden of proof.* The applicant shall be the moving party and shall have the burden of proof on all issues

involved in the Application. The Adminstrator shall have the burden of proof on all new issues contained in the Answer.

§ 200.32 *Witnesses.* All witnesses at hearings conducted for the purpose of taking evidence shall testify under oath or affirmation which shall be administered by the presiding officer. Every party shall have the right to present such oral or documentary evidence and to conduct such cross-examination as may be necessary for the full and true disclosure of the facts. The extent and character of cross-examination shall be determined by the presiding officer.

§ 200.33 *Transcript of proceedings.* Hearing shall be stenographically reported and a transcript thereof shall be made if, in the opinion of the presiding officer, a permanent record of the hearing is deemed necessary. Transcript will be supplied to the parties by the official reporter at such rates as may be fixed by contract.

§ 200.34 *Arguments: Oral or written.* At the close of the hearing, the presiding officer may grant to any party, upon request, reasonable time for oral argument. Such oral argument shall be included in the stenographic record. At the close of the hearing the presiding officer shall, upon request of any party, name the time within which additional future briefs may be filed. Such briefs shall be filed in the record.

§ 200.35 *Proposed findings and conclusions.* The presiding officer shall announce at the close of the hearing a reasonable period within which either party may submit proposed findings and conclusions, including the supporting reasons therefor. The proposed findings and conclusions shall be prepared in quadruplicate, and a copy thereof shall, upon receipt by the presiding officer, be served upon the opposing party.

ADJUDICATION

§ 200.36 *Initial findings and decision.* Within a reasonable time after the close of a hearing, the presiding officer shall prepare and serve upon the parties the initial findings and decision and a statement of the reasons or basis therefor, including a ruling upon each of the proposed findings and conclusions presented by either party pursuant to § 200.35. The initial findings and decision shall be based upon the entire record and supported by reliable, probative and substantial evidence. The initial findings and decision, together with the statement of the reasons or basis therefor, shall become a part of the record.

§ 200.37 *Effect of initial decision.* The initial decision shall become the final decision of the Board 30 days after date of issuance of the initial decision unless prior thereto (a) an appeal is filed under § 200.38, or (b) the Board, upon its own initiative, issues an order staying the effective date of the decision, or placing the case on its own docket for review. The filing of such an appeal or the issuance of such an order by the Board will operate to stay the effectiveness of the initial decision, and thereafter decision by the Board will be made in due course.

§ 200.38 *Appeal from initial decision—*(a) *Appeal Brief.* An appeal from an initial decision shall be presented in the form of a brief, designated Appeal Brief. Such brief shall be filed with the Board in quadruplicate, and shall contain a concise statement of exceptions to the initial decision, indicating the points of fact and of law relied upon in support of each exception taken.

(b) *Opposing Brief.* If an Appeal Brief is filed by either party, the opposite party may file an Opposing Brief within 20 days after service of the Appeal Brief. No further brief shall be filed except by special leave granted by the Board. Opposing Briefs shall be filed with the Board in quadruplicate, and shall contain only facts, reasons, and arguments in opposition to exceptions taken in the Appeal Brief, except as may be deemed necessary to correct any inaccuracy or omission in the Appeal Brief.

(c) *Oral argument.* Oral arguments before the Board shall be had as ordered by the Board upon written application of either party, filed at the time of filing brief. No matter not included in the Appeal Brief or Opposing Brief may thereafter be presented to the Board, in oral argument or otherwise.

§ 200.39 *Final action.* Upon review of an initial decision by its own order or after appeal by either party, the Board may exercise all the powers which it would have exercised had it made the initial decision. The Board will rule upon each exception taken to the initial decision and will render its decision, incorporating therein (a) that part of the initial decision which is affirmed; (b) any additional findings as to facts, law, or discretion; and (c) in appropriate instances, such an order as it may deem just and proper. The Board's findings and decision as to the facts shall be supported by reliable, probative, and substantial evidence. When appropriate, the Board shall fix the amount to be paid to the institution for tuition, fees, or other charges, which amount may be greater than, less than, or the same as, the amount previously fixed by the Veterans Administration. In no event shall the Board fix a rate of payment for tuition, fees, or other charges in excess of the maximum amount allowable under the Servicemen's Readjustment Act of 1944, as amended.

§ 200.40 *Final administrative determination.* The decision of the Board with respect to all matters shall constitute the final administrative determination.

§ 200.41 *Administrative procedure act.* The Board shall be subject, in respect to hearings, appeals, and all other actions and qualifications, to the provisions of sections 5 to 11, inclusive, of the Administrative Procedure Act, approved June 11, 1946, as amended.

Approved: September 22, 1950.

By the Board.

F. J. LONG,
Executive Officer.

[F. R. Doc. 50-9643; Filed, Oct. 30, 1950; 8:48 a. m.]

TITLE 43—PUBLIC LANDS: INTERIOR

Chapter I—Bureau of Land Management, Department of the Interior

Appendix—Public Land Orders

[Public Land Order 678]

UTAH

WITHDRAWING PUBLIC LANDS FOR USE OF THE DEPARTMENT OF THE ARMY FOR MILITARY PURPOSES; REVOKING EXECUTIVE ORDER NO. 9053 OF FEBRUARY 6, 1942

By virtue of the authority vested in the President and pursuant to Executive Order No. 9337 of April 24, 1943, it is ordered as follows:

Subject to valid existing rights, the public lands in the following-described areas are hereby withdrawn from all forms of appropriation under the public-land laws, including the mining and mineral-leasing laws, and reserved for the use of the Department of the Army for military purposes:

SALT LAKE MERIDIAN

T. 7 S., R. 8 W.,
Secs. 3 to 10 inclusive and 15 to 22 inclusive.
T. 6 S., R. 9 W., unsurveyed.
Secs. 31, 32, and 33, those portions lying west and southwest of the summit of Cedar Mountain Range.
T. 7 S., R. 9 W., unsurveyed.
T. 8 S., R. 9 W.
T. 9 S., R. 9 W.,
Secs. 1 to 18 inclusive.
Tps. 5 and 6 S., R. 10 W., unsurveyed, those portions lying west and southwest of the summit of Cedar Mountain Range.
T. 7 S., R. 10 W., unsurveyed.
T. 8 S., R. 10 W.
T. 9 S., R. 10 W.,
Secs. 1 to 18 inclusive.
Tps. 5 and 6 S., R. 11 W., unsurveyed.
T. 7 S., R. 11 W., partly unsurveyed.
T. 8 S., R.11 W.
T. 9 S., R. 11 W., partly unsurveyed.
Secs. 1 to 18 inclusive.
T. 8 S., R. 12 W.,
Secs. 1, 2, 3, 10 to 15 inclusive, 22 to 27 inclusive, 34, 35, and 36.
T. 9 S., R. 12 W., partly unsurveyed,
Secs. 1 to 18 inclusive.

The areas described, including both public and non-public lands, aggregate approximately 279,000 acres.

This order shall take precedence over but not otherwise affect the order of April 8, 1935, of the Secretary of the Interior establishing Utah Grazing District No. 2, so far as such order affects any of the above-described lands; and such lands may be used for grazing purposes under the provisions of the act of June 28, 1934, 48 Stat. 1269, as amended by the act of June 26, 1936, 49 Stat. 1976 (43 U. S. C. 315 et seq.), at such times and in such manner as may be agreed upon by the Secretary of the Army and the Secretary of the Interior.

Executive Order No. 9053 of February 6, 1942, withdrawing public lands for the use of the War Department as a chemical warfare range, as amended by Executive Order No. 9526 of February 28, 1945, is hereby revoked.

It is intended that the lands described above shall be returned to the administration of the Department of the Interior

when they are no longer needed for the purpose for which they are reserved.

WILLIAM E. WARNE,
Acting Secretary of the Interior.

OCTOBER 24, 1950.

[F. R. Doc. 50-9581; Filed, Oct. 30, 1950; 8:45 a. m.]

TITLE 47—TELECOMMUNICATION

Chapter I—Federal Communications Commission

PART 2—FREQUENCY ALLOCATIONS AND RADIO TREATY MATTERS; GENERAL RULES AND REGULATIONS

TABLE OF FREQUENCY ALLOCATIONS

At a session of the Federal Communications Commission, held at its offices in Washington, D. C., on the 18th day of October 1950;

The Commission, having under consideration, footnote US 3, to the Table of Frequency Allocations, which footnote permitted use of non-Government frequency 72.2 Mc by Government radiosonde stations for a period not to extend beyond June 1, 1950; and

It appearing, that there is no longer a requirement for the authority contained in footnote US 3 to the Table of Frequency Allocations; and

It further appearing, that the termination of the authority contained in footnote US 3 to the Table of Frequency Allocations ordered herein, is only declaratory of understandings heretofore arrived at among interested Government agencies concerning the use of the non-Government frequency of 72.2 Mc by Government radiosonde stations, making general notice of proposed rule making in accordance with section 4 (a) of the Administrative Procedure Act unnecessary; and

It further appearing, that authority for the amendment ordered herein is contained in sections 4 (i), 301, 303 (c) and 303 (r) of the Communications Act of 1934, as amended:

It is ordered, That effective immediately footnote US 3 of § 2.104 (a) of the Commission's rules and regulations is deleted.

(Sec. 4, 48 Stat. 1066, as amended; 47 U. S. C. and Sup., 154. Interprets or applies secs. 301, 303, 48 Stat. 1081, 1082, as amended; 47 U. S. C. 301, 303)

Adopted: October 18, 1950.

Released: October 19, 1950.

FEDERAL COMMUNICATIONS COMMISSION,
[SEAL] T. J. SLOWIE,
Secretary.

[F. R. Doc. 50-9610; Filed, Oct. 30, 1950; 8:49 a. m.]

TITLE 49—TRANSPORTATION

Chapter I—Interstate Commerce Commission

PART 16—SLEEPING CAR COMPANIES; UNIFORM SYSTEM OF ACCOUNTS

PULLMAN CO.

At a session of the Interstate Commerce Commission, Division 1, held at its office in Washington, D. C., on the 17th day of October, A. D. 1950.

The matter of accounting regulations for sleeping car companies being under consideration pursuant to the provisions of section 20 of the Interstate Commerce Act, as amended; and

It appearing that, by order dated June 10, 1912, all sleeping car companies subject to the provisions of the act, and every receiver or operating trustee of such a company were directed to comply with the "Classification of Revenues and Expenses of Sleeping Car Operations, of Auxiliary Operations, and of Other Properties for Sleeping Car Companies," which was prescribed by that order; and,

It further appearing that, the Pullman Company is the only sleeping car company now subject to the provisions of the act and therefore required to comply with the said order of June 10, 1912; and

It further appearing that, by order dated October 4, 1950, a complete system of accounts was prescribed for use by the Pullman Company to become effective January 1, 1951;

It is ordered, That the "Classification of Revenues and Expenses of Sleeping Car Operations, of Auxiliary Operations, and of Other Properties for Sleeping Car Companies," as prescribed by the order dated June 10, 1912, be, and it is hereby canceled, effective January 1, 1951; and

It is further ordered, That this canceling order shall be served on the Pullman Company and notice of the cancelation shall be given to the general public by depositing a copy of the canceling order in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director of the Division of the Federal Register.

(Sec. 12, 24 Stat. 383, as amended; 49 U. S. C. 12)

By the Commission, Division 1.

[SEAL] W. P. BARTEL,
Secretary.

[F. R. Doc. 50-9600; Filed, Oct. 30, 1950; 8:48 a. m.]

PROPOSED RULE MAKING

FEDERAL COMMUNICATIONS COMMISSION

[47 CFR, Part 3]

[Docket Nos. 8736, 8975, 8976, 9175]

TELEVISION BROADCAST SERVICE

ALLOCATION OF CHANNEL

In the matter of amendment of § 3.606 of the Commission's rules and regulations, Docket Nos. 8736 and 8975; amendment of the Commission's rules, regulations, and Engineering Standards concerning the Television Broadcast Service, Docket No. 9175; utilization of frequencies in the Band 470 to 890 Mcs. for Television Broadcasting, Docket No. 8976.

At a session of the Federal Communications Commission held at its offices in Washington, D. C., on the 18th day of October 1950;

The Commission having under consideration a petition filed October 2, 1950, by Ohio State University requesting that the Commission accept its late appearance in the above-entitled proceeding and proposing that Channel 12 be allocated to Columbus, Ohio, and deleted from the allocations proposed for Charleston, West Virginia; and

It appearing, that the hearing date for consideration of the proposed allocations has not as yet been scheduled;

It is ordered, That the petition of Ohio State University is granted; that the petition and attached supporting engineering statement are accepted as a comment in the above-entitled proceedings; and that interested parties may file oppositions thereto within 10 days from the date of this order.

FEDERAL COMMUNICATIONS COMMISSION,
[SEAL] T. J. SLOWIE,
Secretary.

[F. R. Doc. 50-9609; Filed, Oct. 30, 1950; 8:49 a. m.]

NOTICES

DEPARTMENT OF AGRICULTURE

Production and Marketing Administration

PEANUT MARKETING QUOTA REFERENDUM

ELIGIBILITY TO VOTE

The Secretary of Agriculture has duly proclaimed, pursuant to the provisions of the Agricultural Adjustment Act of 1938, as amended, a national marketing quota for the crop of peanuts produced in 1951.

A referendum of farmers who were engaged in the production of the 1950 crop of peanuts picked or threshed will be held on December 14, 1950, pursuant to the provisions of the act and applicable regulations, to determine whether such farmers are in favor of or opposed to peanut marketing quotas for the crops of peanuts produced in the calendar years 1951, 1952, and 1953.

1. Farmers eligible to vote in the referendum will be those farmers who were engaged in the production of peanuts in 1950 as owner-operator, cash tenant, standing-rent tenant, or fixed-rent tenant, or landlord of a share tenant, or as

share tenant or share cropper on a farm on which the picked and threshed acreage of peanuts in 1950 is more than one acre.

2. No peanut farmer (whether an individual, partnership, corporation, firm, association, or other legal entity) shall be entitled to more than one vote in the referendum, even though he may have been engaged in 1950 in the production of peanuts on two or more farms or in two or more communities, counties, or States.

3. In case several persons, such as husband, wife, and children, participated in the production of peanuts in 1950, under the same rental or cropping agreement or lease, only the person or persons who signed or entered into the rental or cropping agreement or lease shall be eligible to vote.

4. In the event two or more persons were engaged in producing peanuts in 1950 not as members of a partnership but as tenants in common or joint tenants or as owners of community property, each such person is entitled to vote.

5. No person shall be eligible to vote in any community other than the community in which he now resides except as follows:

(a) Any person who resides in a community other than the community in which he is engaged in the production of peanuts may, if he will not vote in the community in which he resides, vote at the polling place for the community in which he is engaged in the production of peanuts.

(b) Any person who resides in a community in which there is no polling place shall be eligible to vote at the polling place designated for the community nearest to the community in which he resides.

(c) Any person who on the day of the referendum will not be present in the county in which he is eligible to vote may, as early as 5 days prior to the date of the referendum, obtain a ballot at the most conveniently located county committee office and may cast his ballot by signing his name thereto and mailing it so that the ballot reaches the county committee for the county in which he is eligible to vote not later than the closing hour on the date of the referendum, which shall not be earlier than 5 o'clock p. m., local time.

6. There shall be no voting by mail (except as provided in paragraph 5 (c) above), by proxy, or by agent, but a duly authorized officer of a corporation, association, or other legal entity or a duly authorized member of a partnership, may cast its vote.

Done at Washington, D. C., this 26th day of October 1950. Witness my hand and the seal of the Department of Agriculture.

[SEAL] CHARLES F. BRANNAN.
Secretary of Agriculture.

[F. R. Doc. 50-9596; Filed, Oct. 30, 1950; 8:47 a. m.]

DEPARTMENT OF LABOR

Wage and Hour Division

LEARNER EMPLOYMENT CERTIFICATES

NOTICE OF ISSUANCE TO VARIOUS INDUSTRIES

Notice is hereby given that pursuant to section 14 of the Fair Labor Standards Act of 1938, as amended (52 Stat. 1068, as amended; 29 U. S. C. and Sup. 214), and Part 522 of the regulations issued thereunder (29 CFR Part 522), special certificates authorizing the employment of learners at hourly wage rates lower than the minimum wage rate applicable under section 6 of the act have been issued to the firms listed below. The employment of learners under these certificates is limited to the terms and conditions therein contained and is subject to the provisions of Part 522. The effective and expiration dates, occupations, wage rates, number or proportion of learners, and learning period for certificates issued under the general learner regulations (§§ 522.1 to 522.14) are as indicated below; conditions provided in certificates issued under special industry regulations are as established in those regulations.

Single Pants, Shirts and Allied Garments, Women's Apparel, Sportwear and Other Odd Outerwear, Rainwear, Robes and Leather and Sheep-Lined Garments Divisions of the Apparel Industry. Learner Regulations (29 CFR 522.160 to 522.166; as amended, September 25, 1950 (15 F. R. 5701; 6326)).

Allee Inc., 1300 East Lancaster, Fort Worth, Tex., effective 10-16-50 to 10-15-51; 10 percent normal labor turnover (work clothing).

Allen Garment Co., Franklin, Ky., effective 10-9-50 to 10-8-51; 10 percent normal labor turnover (work shirts).

Amco Apparel Co., Norvelt, Pa., effective 10-11-50 to 4-10-51; 10 percent normal labor turnover (women's apparel, outerwear).

Amco Apparel Co., Norvelt, Pa., effective 10-11-50 to 4-10-51; 40 learners for expansion purposes (women's apparel and outerwear).

Ann Lee Frocks, 20 Chestnut Street, Inkerman, Pa., effective 10-13-50 to 10-12-51; 10 percent of the productive factory workers (dresses).

Besco Shirt Co., Inc., 600 Fulton Street, Elizabeth, N. J., effective 10-10-50 to 4-9-51; 23 learners for expansion purposes (dress shirts).

Besco Shirt Co., Inc., 600 Fulton Street, Elizabeth, N. J., effective 10-10-50 to 4-9-51; 10 percent of the productive factory workers (dress shirts).

Biflex Foundations, Inc., Johnston, S. C., effective 10-13-50 to 10-12-51; 10 percent of the productive factory workers (corsets, etc.).

Blue Bell, MidSouth Division, Inc., Fulton, Miss., effective 10-13-50 to 10-12-51; 10 percent of the productive factory workers (work shirts).

Blue Bell, MidSouth Division, Inc., Tupelo, Miss., effective 10-13-50 to 10-12-51; 10 percent of the productive factory workers (work shirts).

Blue Bell, MidSouth Division, Inc., Belmont, Tishomingo County, Miss., effective 10-13-50 to 10-12-51; 10 percent of the productive factory workers (work pants).

Blue-Swan Mills, 701-711 South Elmer Avenue, Sayre, Pa., effective 10-13-50 to 10-12-51; 10 percent of the productive factory workers (underwear).

E. H. Blum, 1521 Canal Street, New Orleans, La., effective 10-16-50 to 10-15-51; 10 percent of the productive factory workers or up to but not in excess of 10 learners in any one day for normal labor turnover (pants, slack suits).

Cameron Dress Co., Inc., Harrisburg, Pa., effective 10-13-50 to 10-12-51; 10 percent of the productive factory workers (dresses).

Canisted Garment Co., 8 South Main Street, Canisteo, N. Y., effective 10-13-50 to 10-12-51; 10 percent of the productive factory workers (dresses).

Carbondale Children's Dress Co., Seventh Avenue and Mill Street, Carbondale, Pa., effective 10-13-50 to 10-12-51; 10 percent of the productive factory workers (dresses).

Carwood Manufacturing Co., Lavonia Branch, Lavonia, Ga., effective 10-16-50 to 10-15-51; 10 percent normal labor turnover.

Lee Champion Garment Co., Inc., 900 Lagarde Avenue, Anniston, Ala., effective 10-13-50 to 4-12-51; 33 learners for expansion purposes (trousers).

Lee Champion Garment Co., Inc., 900 Lagarde Avenue, Anniston, Ala., effective 10-13-50 to 4-12-51; 10 percent normal labor turnover (trousers).

Clinton Garment Co., 906 South Third Street, Clinton, Iowa, effective 10-13-50 to 10-12-51; 10 percent of the productive factory workers (dresses).

Clover Dress Co., Inc., 92 South Empire Street, Wilkes-Barre, Pa., effective 10-12-50 to 10-11-51; 10 percent of the total number of productive factory workers (dresses).

Co-Ed Frocks, Staunton, Ill., effective 10-13-50 to 10-12-51; 10 percent of the productive factory workers (dresses).

Congress Sportswear Co., 831 Middle Street, Bath, Maine, effective 10-13-50 to 10-12-51; 10 percent of the productive factory workers (shirts and jackets).

Cosgrove Manufacturing Corp., 265 Willard Street, Quincy, Mass., effective 10-11-50 to 12-15-50; 10 percent of the productive factory workers or up to but not in excess of 10 in any one day (ladies' underwear).

Cross Country Clothes, Inc., 154 Roosevelt Street, Egypt, Pa., effective 10-16-50 to 10-15-51; not to exceed 10 percent of the productive factory workers (men's trousers).

Crystal Springs Shirt Corp., Crystal Springs, Miss., effective 10-16-50 to 10-15-51; not to exceed 10 percent of the productive factory workers (shirts).

Dixie Frocks Co., 79 Wyoming Avenue, Wyoming, Pa., effective 10-13-50 to 10-12-51; 10 percent of the productive factory workers (dresses).

Duncannon Dress Co., Duncannon, Pa., effective 10-13-50 to 10-12-51; 10 percent of the productive factory workers (dresses).

Kay Dunhill, Inc., Long Branch, N. J., effective 10-13-50 to 10-12-51; 10 percent of the productive factory workers (dresses).

Eckerling Bros., 119 West Van Buren, Chicago, Ill., effective 10-13-50 to 10-12-51; 10 percent of the productive factory workers (overalls and trousers).

Elba Textile Co., Inc., Elba, Ala., effective 10-12-50 to 4-11-51; 25 learners for expansion purposes (men and children's clothing).

Electric Plastic Fabrics, Inc., 64 First Street, Pulaski, Va., effective 10-12-50 to 10-11-51; 10 percent of the productive factory workers (raincoats).

Embassy Men's Apparel, Inc., Boonville, Ind., effective 10-16-50 to 10-15-51; not to exceed 10 percent of the productive factory workers (pajamas).

Formaid Co., 31 Beach Street, Boston, Mass., effective 10-13-50 to 10-12-51; 10 percent of the productive factory workers (brassieres).

Fredericksburg Shirt Co., 404 Willis Street, Fredericksburg, Va., effective 10-16-50 to 4-15-51; 20 learners for expansion purposes (work shirts).

Freedman-Soloff Co., 90 Pocasset Street, Fall River, Mass., effective 10-16-50 to 10-15-51; 10 percent of the productive factory workers or up to but not in excess of 10 learners in any one day (sportswear).

Garment Manufacturing Co., Inc., Hicks Street, Lawrenceville, Va., effective 10-16-50 to 10-15-51; 10 percent of productive factory force, or up to but not in excess of 10 learners in any one day (cotton wearing apparel).

Isaac Ginsberg & Bros., Inc., 83 Falls Street, Seneca Falls, N. Y., effective 10-13-50 to 10-12-51; 10 percent of the productive factory workers (dresses).

The Gluckin Corp., 111 Essex Street, Hackensack, N. J., effective 10-13-50 to 10-12-51; 10 percent of the productive factory workers (brassieres).

The H. W. Gossard Co., Ishpeming, Mich., effective 10-13-50 to 10-12-51; 10 percent of the productive factory workers (corsets and brassieres).

The H. W. Gossard Co., Gwinn, Mich., effective 10-13-50 to 10-12-51; 10 percent of the productive factory workers (brassieres).

The H. W. Gossard Co., Logansport, Ind., effective 10-13-50 to 10-12-51; 10 percent of the productive factory workers (corsets).

Harold Grubman, 2600 Olive Avenue, Burbank, Calif., effective 10-13-50 to 10-12-51; 10 percent of the productive factory force or up to but not in excess of 10 in any one day (brassieres).

Hampton Underwear Co., Inc., 125 Hampton Street, Greenwood, S. C., effective 10-16-50 to 4-15-51; 37 learners for expansion purposes (men's underwear).

Hartsville Manufacturing Co., Hartsville, S. C., effective 10-13-50 to 10-12-51; 10 percent of the productive factory workers (dresses).

Hebeon Garment Co., Inc., 25 East G Street, Anniston, Ala., effective 10-12-51; 10 percent of the productive factory workers (pajamas and sleeping garments).

Home Manufacturing Co., 741 East El Dorado Street, Decatur, Ill., effective 10-12-50 to 10-11-51; 10 percent of the total productive factory workers (dresses).

Industrial Garment Manufacturing Co., 8 North Center Street, Springfield, Ohio, effective 10-13-50 to 10-12-51; 10 percent of the productive factory workers (work clothes).

Jackson Lingerie Manufacturing Co., Inc., 318 Ferry Street, Easton, Pa., effective 10-16-50 to 10-15-51; five learners (lingerie).

I. Janov Shirt Co., 439 West Broad Street, Hazleton, Pa., effective 10-16-50 to 10-15-51; not to exceed 10 percent of the productive factory workers (shirts).

Joan-Claire, Inc., 140 West Sixty-fourth Street, Chicago 9, Ill., effective 10-13-50 to 10-12-51; 10 percent of the productive factory workers (dresses).

The Joseph & Feiss Co., 2149 West Fifty-third Street, Cleveland, Ohio, effective 10-12-50 to 10-11-51; 7 percent of the productive factory force, not including office and sales personnel (men's clothing).

Junior Form Lingerie Corp., Atkinson Way, Boswell, Pa., effective 10-13-50 to 10-12-51; 10 percent of the productive factory workers (underwear).

Kiddie Togs, Inc., 110 Railroad Avenue, Jersey City, N. J., effective 10-13-50 to 10-12-51; 10 percent of the productive factory workers (dresses).

L'Aiglon Apparel, Inc., Northumberland, Pa., effective 10-13-50 to 10-12-51; 10 percent of the productive factory workers (dresses).

L'Aiglon Apparel, Inc., Hagerstown, Md., effective 10-13-50 to 10-12-51; 10 percent of the productive factory workers (dresses).

Lance Manufacturing Co., Inc., R. 970 Wyoming Avenue, Forty-Fort, Pa., effective 10-13-50 to 10-12-51; 10 percent of the productive factory workers (women's apparel).

Lee Manufacturing Co., Inc., 247 South Main Street, Pittston, Pa., effective 10-13-50 to 10-12-51; 10 percent of the productive factory workers (dresses).

Leeta Mae Co., 35 Kneeland Street, Boston, Mass., effective 10-13-50 to 10-12-51; 10 percent of the total number of productive factory workers (underwear).

Lenore Dress Co., 618 Washington Avenue, Jermyn, Pa., effective 10-13-50 to 10-12-51; 10 percent of the productive factory workers (dresses).

Loomcraft Frocks, Inc., Dickson City, Pa., effective 10-16-50 to 10-15-51; 10 percent of the productive factory workers, or up to but not in excess of 10 learners at any one time (children's dresses).

Linda Dress Corp., 20 Hillside Avenue, Edwardsville, Pa., effective 10-13-50 to 10-12-51; 10 percent of the productive factory workers (women's apparel).

Loomcraft Frocks, Inc., Elizabethtown, Pa., effective 10-13-50 to 10-12-51; 10 percent of the productive factory workers (dresses).

Loomcraft Frocks, Inc., Pottstown, Pa., effective 10-13-50 to 10-12-51; 10 percent of the productive factory workers (dresses).

Lora Dress Co., 59 Blinman Street, New London, Conn., effective 10-16-50 to 10-15-51; 10 percent of the productive factory workers (dresses).

R. Lowenbaum Manufacturing Co., 130 North Front, Mounds, Ill., effective 10-13-50 to 10-12-51; 10 percent of the productive factory workers (dresses).

R. Lowenbaum Manufacturing Co., Sparta, Ill., effective 10-13-50 to 10-12-51; 10 percent of the productive factory workers (dresses).

R. Lowenbaum Manufacturing Co., Red Bud, Ill., effective 10-13-50 to 10-12-51; 10 percent of the productive factory workers (dresses).

Lynn-Vale Manufaturing Co., Inc., 207 Ringwood Avenue, Wanaque, N. J., effective 10-16-50 to 10-15-51; 10 percent of the productive factory workers, or up to but not in excess of 10 learners at any one time (dresses and sportswear).

M & P Manufacturing Co., Front and Elmer Streets, Elmer, N. J., effective 10-13-50 to 10-12-51; 10 percent of the productive factory workers (women's apparel).

Madison Apparel Co., Inc., 296 Madison Street, Wilkes-Barre, Pa., effective 10-13-50 to 10-12-51; 10 percent of the productive factory workers (women's apparel).

Mary Emma Manufacturing Co., 72 Second Avenue, Kingston, Pa., effective 10-16-50 to 10-15-51; two learners (dresses and aprons).

Mays Landing Dress Co., 906 West Main Street, Mays Landing, N. J., effective 10-13-50 to 10-12-51; six learners (dresses and blouses).

Miller Cap Co., Alliance, Ohio, effective 10-16-50 to 4-15-51; two learners (cloth caps).

Mode O'Day Corp., Plant No. 7, 840 Twelfth Street NW., Mason City, Iowa, effective 10-16-50 to 10-15-51; 10 percent of the productive factory workers, or up to but not in excess of 10 learners at any one time (slips and nightgowns).

Model Sportswear Co., Lobb and Bell Avenues, Fen Argyl, Pa., effective 10-16-50 to 10-15-51; 10 percent of the productive factory workers, or up to but not in excess of 10 learners at any one time (blouses).

Muriel Frocks, 29 Troy Street, Fall River, Mass., effective 10-13-50 to 10-12-51; 10 percent of the productive factory workers (dresses).

Myron of California, 700 West Ivy Street, Glendale 4, Calif., effective 10-13-50 to 10-12-51; 10 percent of the productive factory workers (sport shirts).

National Knitting Co., 50 South First Avenue, Royersford, Pa., effective 10-14-50 to 10-13-51; 10 percent of the productive factory workers (cotton T shirts).

Nannette Manufacturing Co., Inc., 314 North Twelfth Street, Allentown, Pa., effective 10-13-50 to 10-12-51; 10 percent of the productive factory workers (dresses).

Nannette Manufacturing Co., Inc., Liberty Street, Glassboro, N. J., effective 10-13-50 to 10-12-51; 10 percent of the productive factory workers (infant's and children's wear).

New Castle Manufacturing Co., Inc., New Castle, Va., effective 10-16-50 to 10-15-51; 10 percent of the productive factory workers, or up to but not in excess of 10 learners at any one time (pajamas and nightgowns).

New Florence Overall Factory, New Florence, Pa., effective 10-13-50 to 10-12-51; 10 percent of the productive factory workers (overalls).

Pacific Play Togs, Inc., 945 South Los Angeles Street, Los Angeles 15, Calif., effective 10-16-50 to 10-15-51; 10 percent normal labor turnover (ladies slacks, shorts, and pedal pushers).

Perri-Modes, 11 Avon Street, Portland 3, Maine, effective 10-16-50 to 10-15-51; 10 percent normal labor turnover (dresses).

Pittston Apparel Co., East and Tompkins Street, Pittston, Pa., effective 10-13-50 to 10-12-51; 10 percent normal labor turnover (brassieres).

Pollak Bros., Inc., Fort Wayne, Ind., effective 10-16-50 to 4-15-51; 60 learners for expansion purposes (dresses and smocks).

Pollak Bros., Inc., Fort Wayne, Ind., effective 10-16-50 to 4-15-51; 10 percent of the total productive factory workers (dresses and smocks).

Portnoy Garment Co., Factory No. 3, 68 East Elm Street, Alton, Ill., effective 10-9-50 to 10-8-51; 10 percent normal labor turnover (dresses).

Renovo Shirt Co., Inc., Renovo, Pa., effective 10-12-50 to 4-11-51; 250 learners for expansion purposes (shirts).

Rice Stix Factory No. 3, Blytheville, Ark., effective 10-16-50 to 10-15-51; not to exceed 10 percent of the productive factory force (dress shirts).

Rosewood Sportswear, Inc., 136 Main Street, Matawan, N. J., effective 10-13-50 to 10-12-51; 10 percent of the productive factory workers (ladies, teen age).

I. Schneierson & Sons, Inc., Randleman, N. C., effective 10-13-50 to 10-12-51; 10 percent of the productive factory workers (ladies underwear).

Shamokin Dress Co., 1012 North Shamokin Street, Shamokin, Pa., effective 10-13-50 to 10-12-51; 10 percent of the productive factory workers (dresses).

Sherman Manufacturing Co., 578 Forest Street, Orange, N. J., effective 10-13-50 to 10-12-51; 10 percent of the productive factory workers (dresses).

George Sherwin, Inc., 1182 Broadway, Harrington, Del., effective 10-13-50 to 4-12-51; 30 learners for expansion purposes (sport shirts).

George Sherwin, Inc., 1182 Broadway, Harrington, Del., effective 10-13-50 to 4-12-51; 10 percent normal labor turnover (sport shirts).

Simplicity Frocks, Kincaid, Ill., effective 10-12-50 to 10-11-51; 10 percent of the total productive factory workers (dresses).

Stetson Pajama Co., King Georges Road, Fords, N. J., effective 10-13-50 to 10-12-51; 10 percent of the productive factory workers or up to but not in excess of 10 learners at any one time (pajamas).

Textron, Inc., 750 Suffolk Street, Lowell, Mass., effective 10-13-50 to 10-12-51; 10 percent of the productive factory workers (lingerie).

United Mills Corp., Mount Gilead, N. C., effective 10-13-50 to 10-12-51; 10 percent of the productive factory workers (slips).

Sol Walter Contracting Co., 16 Burd Street, Nyack, N. Y., effective 10-13-50 to 10-12-51; 10 percent of the productive factory workers or up to but not in excess of 10 in any one day (dresses).

Walterboro Manufacturing Corp., Walterboro, S. C., effective 10-13-50 to 10-12-51; 10 percent of the total productive factory workers (dresses).

Whitewright Manufacturing Co., White Wright, Tex., effective 10-16-50 to 10-15-51; 10 percent of the productive factory workers and up to as many as 10 learners in any one day (shirts and blouses).

Hosiery Learner Regulations (29 CFR 522.40 to 522.51; as revised January 25, 1950 (15 F. R. 283)).

Burkey Underwear Co., Inc., Hamburg, Pa., effective 10-12-50 to 10-11-51; 5 percent of the productive factory workers, or up to but not in excess of five learners at any one time.

Sarah Good Hosiery Mills, Inc., Marion, N. C., effective 10-11-50 to 10-10-51; five learners.

Hewitt Hosiery Mills, Inc., Marion, N. C., effective 10-11-50 to 10-10-51; five learners.

Phoenix Hosiery Co., Beaver Dam, Wis., effective 10-16-50 to 10-15-51; 5 percent of the productive factory workers, not including office and sales personnel.

Glove Learner Regulations (29 CFR 522.220 to 522.222; as amended January 25, 1950 (15 F. R. 400)).

Albany Knitting Co., Inc., Albany, N. Y., effective 10-12-50 to 10-24-50; 10 percent of the authorized occupations.

The Glove Corp., Elwood, Ind., effective 10-15-50 to 10-24-50; 10 learners.

Wells Lamont Corp., Fort Morgan, Colo., effective 10-10-50 to 10-24-50; 10 percent of the total number of productive factory workers.

Wells Lamont Corp., Fort Morgan, Colo., effective 10-10-50 to 10-24-50; eight learners for expansion purposes.

Knitted Wear Learner Regulations (29 CFR 522.68 to 522.79; as amended January 25, 1950 (15 F. R. 398)).

Bashore Knitting Mills Co., 536 Garfield Avenue, Schuylkill Haven, Pa., effective 10-16-50 to 10-15-51; five learners.

Burkey Underwear Co., Inc., Hamburg, Pa., effective 10-12-50 to 10-11-51; 5 percent of the total number of productive factory workers.

Dixie Belle Textiles, Inc., Gibsonville, N. C., effective 10-17-50 to 10-16-51; five learners.

Mohnton Knitting Mills, Inc., Mohnton, Pa., effective 10-9-50 to 10-8-51; 5 percent of the productive factory workers.

Norwich Knitting Co., Clayton, N. C., effective 10-9-50 to 10-8-51; 5 percent of the productive factory workers.

Palumbo Manufacturing Co., Inc., Allentown, Pa., effective 10-9-50 to 10-8-51; 5 percent of the productive factory workers.

Perkiomon Knitting Mills, Inc., East Greenville, Pa., effective 10-9-50 to 10-8-51; 5 percent of the productive factory workers.

P-S Underwear Co., Coopersburg, Pa., effective 10-14-50 to 10-13-51; 5 percent of the productive factory workers, or up to but not in excess of five learners at any one time.

Royal Manufacturing Co., Inc., Allentown, Pa., effective 10-12-50 to 10-11-51; 5 percent of the productive factory workers.

Regulations Applicable to the Employment of Learners (29 CFR 522.1 to 522.14).

Cincinnati Rainwear Manufacturing Corp., Cincinnati, Ohio, effective 10-12-50 to 4-11-51; two learners; sewing machine operators, 320 hours, 60 cents (plastic products).

Jewett & Sherman Co., 106 West Florida Street, Milwaukee 1, Wis., effective 10-14-50 to 4-13-51; 15 learners; olive hand packers, 240 hours, 65 cents (hand packers of olives).

Jewett & Sherman Co., Cordele Road, Albany, Ga., effective 10-14-50 to 4-13-51; five learners; olive hand packers, 240 hours, 60 cents (hand packers of olives).

James P. Smith & Co., Inc., 134 Franklin Street, New York City, N. Y., effective 10-9-50 to 4-8-51; five learners; olive hand packers, 240 hours, 65 cents (importers and packers of Spanish olives).

The United States Catheter & Instrument Corp., 334 Bay Street, Glens Falls, N. Y., effective 10-13-50 to 4-12-51; five learners; bench workers, braiding machine operators, 240 hours, 65 cents (medical surgical instruments).

Ware Hat Co., Inc., Ware, Mass., effective 10-12-50 to 10-11-51; 5 percent of the total number of trimmers employed or up to but not in excess of five learners at any one time; trimmers, 240 hours, 65 cents (straw hats and felt hats).

Each certificate has been issued upon the employer's representation that employment of learners at subminimum rates is necessary in order to prevent curtailment of opportunities for employment, and that experienced workers for the learner occupations are not available. The certificates may be cancelled in the manner provided in the regulations and as indicated in the certificates. Any person aggrieved by the issuance of any of these certificates may seek a review or reconsideration thereof within fifteen days after publication of this notice in the FEDERAL REGISTER pursuant to the provisions of Part 522.

Signed at Washington, D. C., this 24th day of October 1950.

ISABEL FERGUSON,
Authorized Representative of the Administrator.

[F. R. Doc. 50-9582; Filed, Oct. 30, 1950; 8:45 a. m.]

CIVIL AERONAUTICS BOARD

[Docket No. 4366]

TRANS-PACIFIC AIRLINES, LTD.; AMENDMENT OF CERTIFICATE OF ROUTE NO. 99

NOTICE OF ORAL ARGUMENT

In the matter of the application of Trans-Pacific Airlines, Ltd., for amendment of its certificate for Route No. 99 so as to authorize scheduled air transportation of persons, property, and mail.

Notice is hereby given, pursuant to the provisions of the Civil Aeronautics Act of 1938, as amended, particularly sections 401 and 1001 of said act, that oral argument in the above-entitled proceeding is assigned to be held on November 9, 1950, at 10:00 a. m., e. s. t., in Room 5042, Commerce Building, Fourteenth Street and Constitution Avenue NW., Washington, D. C., before the Board.

Dated at Washington, D. C., October 26, 1950.

By the Civil Aeronautics Board.

[SEAL] M. C. MULLIGAN,
Secretary.

[F. R. Doc. 50-9608; Filed, Oct. 30, 1950; 8:49 a. m.]

FEDERAL POWER COMMISSION

[Docket No. G-1439]

TEXAS EASTERN TRANSMISSION CORP.

ORDER FIXING DATE OF HEARING

OCTOBER 24, 1950.

On October 5, 1950, Texas Eastern Transmission Corporation (Applicant) a Delaware corporation having its principal place of business at Shreveport, Louisiana, filed an amendment to its application filed July 7, 1950, for a certificate of public convenience and necessity pursuant to section 7 of the Natural Gas Act, as amended, authorizing the construction and operation of certain natural-gas pipeline facilities, subject to the jurisdiction of the Commission, as are fully described in the application on file with the Commission and subject to public inspection.

The Commission finds:

(1) Good cause exists for setting the application herein for hearing upon five days' notice.

(2) This proceeding is a proper one for disposition under the provisions of § 1.32 (b) (18 CFR 1.32 (b)) of the Commission's rules of practice and procedure, Applicant having requested that its application be heard under the shortened procedure provided by the aforesaid rule for non-contested proceedings, and no request to be heard, protest or petition having been filed subsequent to the giving of due notice of the filing of the application, including publication in the FEDERAL REGISTER on October 12, 1950 (15 F. R. 6864).

The Commission orders:

(A) Pursuant to the authority contained in and subject to the jurisdiction conferred upon the Federal Power Commission by sections 7 and 15 of the Natural Gas Act, as amended, and the Commission's rules of practice and procedure, a hearing be held on November 3, 1950, at 9:45 a. m. (e. s. t.), in the Hearing Room of the Federal Power Commission, 1800 Pennsylvania Avenue NW., Washington, D. C., concerning the matters involved and the issues presented by such application: *Provided, however,* That the Commission may, after a non-contested hearing, forthwith dispose of the proceedings pursuant to the provisions of § 1.32 (b) of the Commission's rules of practice and procedure.

(B) Interested State commissions may participate as provided by §§ 1.8 and 1.37 (f) (18 CFR 1.8 and 1.37 (f)) of the said rules of practice and procedure.

Date of issuance: October 25, 1950.

By the Commission.

[SEAL] LEON M. FUQUAY,
Secretary.

[F. R. Doc. 50-9604; Filed, Oct. 30, 1950; 8:48 a. m.]

[Docket No. G-1466]

WALNUT GAS & ELECTRIC CO.

NOTICE OF FINDINGS AND ORDER

OCTOBER 25, 1950.

Notice is hereby given that, on October 24, 1950, the Federal Power Commission issued its findings and order entered October 20, 1950, issuing certificate of public convenience and necessity in the above-designated matter.

[SEAL] LEON M. FUQUAY,
Secretary.

[F. R. Doc. 50-9583; Filed, Oct. 30, 1950; 8:45 a. m.]

[Docket No. G-1482]

CITY OF TRINIDAD, COLORADO

ORDER FIXING DATE OF HEARING

OCTOBER 24, 1950.

On September 18, 1950, City of Trinidad (Applicant), a duly organized and existing municipality of the State of Colorado, filed an application pursuant to section 7 (a) of the Natural Gas Act, for an order directing Colorado Interstate Gas Company (Colorado Interstate) to establish physical connection of its transmission facilities with the proposed facilities of the City of Trinidad and to sell and deliver natural gas to the City of Trinidad for local distribution therein.

On October 6, 1950, Colorado Interstate filed its answer alleging, among other things, that the present customers of Colorado Interstate will require on peak days the full delivery capacity of its existing facilities; and that the Commission will have to determine whether or not any undue burden would be placed upon Colorado Interstate or impairment of its ability to render adequate service to its existing customers would result from the proposed interconnection.

The Commission orders:

(A) Pursuant to the authority contained in and subject to the jurisdiction conferred upon the Federal Power Commission by sections 7 (a) and 15 of the Natural Gas Act, and the Commission's rules of practice and procedure, a public hearing be held commencing on November 20, 1950, at 10:00 a. m., e. s. t., in the Hearing Room of the Federal Power Commission, 1800 Pennsylvania Avenue NW., Washington, D. C., concerning the matters involved and the issues presented by the application and other pleadings in this proceeding.

(B) Interested State commissions may participate as provided by §§ 1.8 and 1.37 (f) (18 CFR 1.8 and 1.37 (f)) of the Commission's rules of practice and procedure.

Date of issuance: October 25, 1950.

By the Commission.

[SEAL] LEON M. FUQUAY, *Secretary.*

[F. R. Doc. 50-9605; Filed, Oct. 30, 1950; 8:48 a. m.]

[Docket No. G-1514]

NEW RIVER GAS CO.

NOTICE OF APPLICATION

OCTOBER 25, 1950.

Take notice that New River Gas Company (Applicant), a Virginia corporation, address Radford, Virginia, filed on October 18, 1950, an application for a certificate of public convenience and necessity pursuant to section 7 of the Natural Gas Act, authorizing the construction and operation of certain transmission pipeline facilities hereinafter described and for an order requiring Atlantic Seaboard Corporation to sell Applicant its requirements of natural gas through a proposed connection of facilities.

Applicant proposes to transport natural gas for resale to towns of Radford and Pulaski, Virginia, and to sell natural gas in other towns and to industrial customers along its pipeline route. To render this service Applicant proposes to construct and operate a six-inch natural gas pipeline approximately fifty miles in length extending from a point on the existing 20-inch pipeline of Atlantic Seaboard Corporation in either Summers or Monroe County, West Virginia, to a point near Radford, Virginia, with laterals to serve the towns of Narrows, Pearisburg, Pulaski and Dublin, and also laterals to serve certain industrial customers near its line. Applicant estimates its gas requirements will average approximately 151 Mcf per day in 1951 and increase to 323 Mcf per day in 1954.

The estimated cost of the proposed facilities is $700,000 which will be financed through the sale of securities.

Protests or petitions to intervene may be filed with the Federal Power Commission, Washington 25, D. C., in accordance with the rules of practice and procedure (18 CFR 1.8 or 1.10) on or before the 13th day of November 1950. The application is on file with the Commission for public inspection.

[SEAL] LEON M. FUQUAY, *Secretary.*

[F. R. Doc. 50-9584; Filed, Oct. 30, 1950; 8:45 a. m.]

GENERAL SERVICES ADMINISTRATION

SECRETARY OF DEFENSE

DELEGATION OF AUTHORITY REGARDING APPLICATION OF UNITED STATES TO STATE POWER COMMISSION OF CALIFORNIA FOR CERTAIN EXEMPTIONS OF MARCH AIR FORCE BASE, CALIFORNIA, FROM TERMS OF CALIFORNIA WATER AND TELEPHONE COMPANY FRANCHISE

1. Pursuant to the provisions of sections 201 (a) (4) and 205 (d) and (e) of the Federal Property and Administrative Services Act of 1949, 63 Stat. 377, as amended, authority to represent the interests of the United States and to appear as witnesses and counsel for the United States in the matter of an application to the State Power Commission of California for certain exemptions of the March Air Force Base, California, from the terms of the California Water and Telephone Company franchise, hereby is delegated to the Secretary of Defense.

2. The Secretary of Defense hereby is authorized to redelegate any of the authority contained herein to any officer, official or employee of the Department of Defense.

3. The authority conferred herein shall be exercised in accordance with the policies, procedures and controls prescribed by the General Services Administration and shall further be exercised in cooperation with the responsible officers, officials and employees of such Administration.

4. This delegation of authority shall be effective as of the date thereof.

Dated: October 25, 1950.

JESS LARSON, *Administrator.*

[F. R. Doc. 50-9606; Filed, Oct. 30, 1950; 8:49 a. m.]

INTERSTATE COMMERCE COMMISSION

[4th Sec. Application 25523]

LIME FROM THE SOUTH TO FLORIDA

APPLICATION FOR RELIEF

OCTOBER 26, 1950.

The Commission is in receipt of the above-entitled and numbered application for relief from the long-and-short-haul provision of section 4 (1) of the Interstate Commerce Act.

Filed by: R. E. Boyle, Jr., Agent, for and on behalf of carriers parties to Agent C. A. Spaninger's tariff I. C. C. No. 861.

Commodities involved: Lime, carloads.

From: Points in the south.

To: Points in Florida.

Grounds for relief: Circuitous routes.

Schedules filed containing proposed rates: C. A. Spaninger's tariff I. C. C. No. 861, Supplement 108.

Any interested person desiring the Commission to hold a hearing upon such application shall request the Commission in writing so to do within 15 days from the date of this notice. As provided by the general rules of practice of the Commission, Rule 73, persons other than applicants should fairly disclose their interest, and the position they intend to take at the hearing with respect to the application. Otherwise the Commission, in its discretion, may proceed to investigate and determine the matters involved in such application without further or formal hearing. If because of an emergency a grant of temporary relief is found to be necessary before the expiration of the 15-day period, a hearing, upon a request filed within that period, may be held subsequently.

By the Commission, Division 2.

[SEAL] W. P. BARTEL, *Secretary.*

[F. R. Doc. 50-9601; Filed, Oct. 30, 1950; 8:48 a. m.]

[4th Sec. Application 25524]

LIGHT GAUGE SCRAP IRON IN THE SOUTH

APPLICATION FOR RELIEF

OCTOBER 26, 1950.

The Commission is in receipt of the above-entitled and numbered application for relief from the long-and-short-haul provision of section 4 (1) of the Interstate Commerce Act.

Filed by: R. E. Boyle, Jr., Agent, for and on behalf of carriers parties to Agent C. A. Spaninger's tariff I. C. C. No. 950.

Commodities involved: Iron or steel, scrap or pieces, not copper clad, U. S.

Standard Gauge No. 12 or thinner, carloads.

Between: Points in Southern territory, Ohio River crossings and Virginia in Official territory.

Grounds for relief: Competition with rail carriers, circuitous routes and to apply over short tariff routes rates constructed on the basis of the short line distance formula.

Schedules filed containing proposed rates: C. A. Spaninger's tariff I. C. C. No. 950, Supplement 129.

Any interested person desiring the Commission to hold a hearing upon such application shall request the Commission in writing so to do within 15 days from the date of this notice. As provided by the general rules of practice of the Commission, Rule 73, persons other than applicants should fairly disclose their interest, and the position they intend to take at the hearing with respect to the application. Otherwise the Commission, in its discretion, may proceed to investigate and determine the matters involved in such application without further or formal hearing. If because of an emergency a grant of temporary relief is found to be necessary before the expiration of the 15-day period, a hearing, upon a request filed within that period, may be held subsequently.

By the Commission, Division 2.

[SEAL] W. P. BARTEL, *Secretary.*

[F. R. Doc. 50-9602; Filed, Oct. 30, 1950; 8:48 a. m.]

[4th Sec. Application 25525]

GRAIN FROM THE WEST TO MOBILE, ALA., AND PENSACOLA, FLA.

APPLICATION FOR RELIEF

OCTOBER 26, 1950.

The Commission is in receipt of the above-entitled and numbered application for relief from the long-and-short-haul provision of section 4 (1) of the Interstate Commerce Act.

Filed by: L. E. Kipp, Agent, for and on behalf of carriers parties to the tariffs named below.

Commodities involved: Grain, grain products, seeds and related articles, carloads.

From: Points in Iowa, Minnesota and Missouri.

To: Mobile, Ala., and Pensacola, Fla., for export.

Grounds for relief: Port competition.

Schedules filed containing proposed rates: C&NW Ry., tariff I. C. C. No. 11153, Supplement 3. CB&Q RR., tariff I. C. C. No. 20167, Supplement 8. CGW Ry., tariff I. C. C. No. 5592, Supplement 12.

Any interested person desiring the Commission to hold a hearing upon such application shall request the Commission in writing so to do within 15 days from the date of this notice. As provided by the general rules of practice of the Commission, Rule 73, persons other than applicants should fairly disclose their interest, and the position they intend to take at the hearing with respect to the application. Otherwise the Commission, in its discretion, may proceed to investigate and determine the matters involved in such application without further or formal hearing. If because of an emergency a grant of temporary relief is found to be necessary before the expiration of the 15-day period, a hearing, upon a request filed within that period, may be held subsequently.

By the Commission, Division 2.

[SEAL] W. P. BARTEL, *Secretary.*

[F. R. Doc. 50-9603; Filed, Oct. 30, 1950; 8:48 a. m.]

VETERANS' EDUCATION APPEALS BOARD

STATEMENT OF ORGANIZATION

SECTION 1. *Creation and authority.* The Veterans' Education Appeals Board was created by the act approved July 13, 1950 (Public Law 610, 81st Congress, Veterans' Education and Training Amendments of 1950). This Board replaces the Veterans' Tuition Appeals Board established by Public Law 266, 81st Congress. All records of the Veterans' Tuition Appeals Board have been transferred to the custody and use of the Veterans' Education Appeals Board.

SEC. 2. *Organization.* The Board consists of three members appointed by the President including one member specifically designated as the Chairman. The staff includes an Executive Officer and such other assistants, attorneys, examiners, and clerks as are necessary for the performance of the Board's duties.

SEC. 3. *Purpose and activities.* Upon application of educational institutions, the Board is authorized and directed to review determinations of the Administrator of Veterans Affairs regarding proper payment of tuition, fees, and other charges for education and training furnished veterans under the Servicemen's Readjustment Act of 1944, as amended, and also to review other actions or determinations of the Administrator of Veterans Affairs made pursuant to the Veterans' Education and Training Amendments of 1950, Public Law 610, 81st Congress, approved July 13, 1950. In respect to hearings, appeals, and all other actions and qualifications, the Board is subject to the provisions of sections 5 to 11, inclusive, of the Administrative Procedure Act, approved June 11, 1946, as amended. The decision of the Board with respect to all matters within its jurisdiction shall constitute the final administrative determination.

SEC. 4. *Office.* (a) The principal office of the Veterans' Education Appeals Board is at Washington, D. C.

(b) All communications to the Veterans' Education Appeals Board should be addressed to Veterans' Education Appeals Board, Room 1070, Munitions Building, 21st and Constitution Avenue, NW., Washington 25, D. C.

SEC. 5. *Hours.* Office is open from 8:15 a. m. until 5:00 p. m. daily except Saturday, Sunday, and legal holidays in the District of Columbia.

Approved: September 22, 1950.

By the Board.

F. J. LONG, *Executive Officer.*

[F. R. Doc. 50-9642; Filed, Oct. 30, 1950; 8:48 a. m.]

SECURITIES AND EXCHANGE COMMISSION

[File No. 1-2554]

NEW SUTHERLAND DIVIDE MINING CO.

NOTICE OF MOTION AND OPPORTUNITY FOR HEARING

At a regular session of the Securities and Exchange Commission, held at its office in the city of Washington, D. C., on the 25th day of October A. D. 1950.

Notice is hereby given that the Division of Corporation Finance of the Commission has filed a motion with the Commission requesting that the Commission issue an order pursuant to section 19 (a) (2) of the Securities Exchange Act of 1934 withdrawing from registration on the San Francisco Mining Exchange the Non-Assessable 10 Cent Par Value Common Stock of the New Sutherland Divide Mining Company (Company), which is registered on such Exchange pursuant to section 12 (b) of the act.

The Division of Corporation Finance makes this motion for the following reasons:

1. The Company has failed to file its annual report with this Commission for the year ended December 31, 1949, as required by section 13 of the Securities Exchange Act of 1934, and Rule X-13A-1 of the rules and regulations thereunder, of companies which have securities registered on a national securities exchange pursuant to section 12 (b) of the act.

2. The Commission's files reveal that the assets of the Company have been foreclosed upon by its creditors.

3. The San Francisco Mining Exchange has, in view of the circumstances set forth in paragraph 2, suspended all trading in the aforesaid common stock of the Company on that Exchange.

4. The officers of the Company have stated to representatives of the Commission that the Company has no assets or funds with which to file the reports required by this Commission or to file a petition in bankruptcy or to effect dissolution of the Company.

Notice is further given that the Commission will issue an order, pursuant to section 19 (a) (2) of the Securities Exchange Act of 1934, granting the motion of the Division of Corporation Finance for withdrawal from registration of the Common Stock of the Company on said Exchange, on or at any time after November 20, 1950, unless prior thereto a hearing upon the motion is ordered by the Commission. Any interested person may submit to the Commission in writing not later than November 15, 1950 his views or any additional facts bearing upon the motion or the desirability of a hearing thereon or a request to the Com-

mission that a hearing be held thereon. Any such communication or request should state briefly the nature of the interest of the person submitting such information or requesting a hearing, the reasons for such request, and the issues of fact or law raised by the motion which he desires to controvert. Any such communication or request should be addressed: Secretary, Securities and Exchange Commission, 425 Second Street NW., Washington 25, D. C.

By the Commission.

[SEAL] NELLYE A. THORSEN,
Assistant Secretary.

[F. R. Doc. 50-9590; Filed, Oct. 30, 1950; 8:46 a. m.]

[File Nos. 54-169, 4-63, 68-84]

MARKET STREET RAILWAY CO. ET AL

ORDER APPROVING MODIFIED AMENDED PLAN

At a regular session of the Securities and Exchange Commission, held at its office in the city of Washington, D. C., on the 24th day of October 1950.

In the matter of Market Street Railway Company, File No. 54-169; Market Street Railway Company, and Standard Gas and Electric Company, and certain of its subsidiary companies, File No. 4-63; Russell M. Van Kirk, Bloomfield Hulick, Edmund T. Willetts, committee for the Market Street Railway Company prior preference capital stock, File No. 68-84.

The Commission, on May 3, 1950, having entered its order (Holding Company Act Release No. 9834) approving a plan filed pursuant to section 11 (e) of the Public Utility Holding Company Act of 1935 ("Act") by Market Street Railway Company ("Market Street"), a non-utility subsidiary of Standard Gas and Electric Company ("Standard Gas"), a registered holding company, involving the settlement of a claim asserted by Standard Gas against Market Street and the liquidation and dissolution of Market Street; and

The Commission having thereafter, in accordance with the request of Market Street, applied to the United States District Court for the Northern District of California, Southern Division, for enforcement of said plan (In The Matter of Market Street Railway Company, Civil Action File No. 29723), and said Court, following a hearing on the Commission's application and objections thereto, having entered an order, dated July 11, 1950, finding said plan fair and equitable and appropriate to effectuate the provisions of the act except insofar as it fails to provide for compensation to William J. Cogan, Esq., for his services, and except with respect to the amount of fees allowed for the services of Milton Paulson, Esq., and his associates, as to which the Court reserved jurisdiction pending reconsideration by the Commission, and said order of the Court having remanded the proceeding to the Commission for the purpose of fixing an allowance to Cogan, for reconsideration of the allowance to Paulson, and for consideration of modifications to said plan not inconsistent with the opinion of said Court rendered on July 7, 1950; and

Market Street having filed a further application (File No. 54-169) pursuant to section 11 (e) of the act and other applicable provisions thereof for approval of a Modified Amended Plan for Liquidation and Dissolution of Market Street Railway Company ("Modified Plan"); and

A public hearing having been duly held after appropriate notice, and all interested persons having been afforded an opportunity to be heard with respect to the Modified Plan; and

William J. Cogan, Esq., appearing on behalf of Charles T. Jones, a holder of ten shares of Prior Preference Stock of Market Street having filed with the Commission a motion to dismiss the Modified Plan or, in the alternative, to stay these proceedings pending determination of the appeals heretofore taken by said William J. Cogan, Esq., and Charles T. Jones from the order, dated July 11, 1950, of the United States District Court for the Northern District of California, Southern Division; and

The Commission having considered the entire record in the matter and on the basis thereof having this day entered its second supplemental findings and opinion herein finding that the Modified Plan is not inconsistent with said opinion of the Court, and is necessary to effectuate the provisions of section 11 (b) of the act and fair and equitable to the persons affected thereby; and

Market Street having requested the Commission pursuant to section 11 (e) of the act to apply to said District Court, in accordance with the provisions of section 11 (e) and 18 (f) of the act, to enforce and carry out the terms and provisions of step one of the Modified Plan:

It is ordered, Pursuant to section 11 (e) and other applicable provisions of the act and the rules and regulations promulgated thereunder that the Modified Plan and it hereby is, approved, effective forthwith, subject to the terms and conditions contained in Rule U-24 and to the following additional terms and conditions and reservations of jurisdictions:

(1) That the order entered herein shall not be operative to authorize the consummation of the transactions proposed in step one of the Modified Plan until the United States District Court for the Northern District of California, Southern Division, shall, upon application thereto by the Commission, have entered an order enforcing said step one of said Modified Plan:

(2) That jurisdiction be, and hereby is, specifically reserved to take such further or other action with respect to the payment of compensation to William J. Cogan, Esq., as may be consistent with the final determination of the appeal of the Commission to the United States Court of Appeals for the Ninth Circuit from certain portions of the order, dated July 11, 1950, of the United States District Court for the Northern District of California, Southern Division, entered in the matter of Market Street Railway Company, Civil Action File No. 29723;

(3) That jurisdiction be, and hereby is, specifically reserved to determine the reasonableness and appropriate allocation of all fees and expenses, including the fees and expenses of Milton Paulson, Esq., and other remuneration incurred or to be incurred in connection with the Modified Plan and the transactions and proceedings incident thereto, except as to those fees and expenses proposed to be paid in connection with consummation of Step One of the Modified Plan; and

(4) That jurisdiction be, and hereby is, specifically reserved to entertain such further proceedings, to make such further and supplemental findings, and to take such further action as may be necessary in connection with the Modified Plan, the transactions incident thereto, and the consummation thereof.

It is further ordered, That the motion, hereinabove described, filed by William J. Cogan, Esq., be, and the same hereby is, denied.

By the Commission.

[SEAL] NELLYE A. THORSEN,
Assistant Secretary.

[F. R. Doc. 50-9585; Filed, Oct. 30, 1950; 8:46 a. m.]

[File No. 70-2485]

NEW ENGLAND ELECTRIC SYSTEM AND NEW ENGLAND POWER CO.

ORDER GRANTING APPLICATION

At a regular session of the Securities and Exchange Commission, held at its office in the city of Washington, D. C., on the 24th day of October A. D. 1950.

New England Electric System ("NEES"), a registered holding company, and its public utility subsidiary, New England Power Company ("NEPCO"), having filed a joint application pursuant to sections 6 (b) and 10 of the Public Utility Holding Company Act of 1935 and Rule U-42 (b) (2) promulgated thereunder with respect to the following transactions:

NEPCO proposes to issue and sell for cash to NEES 320,000 shares of additional common stock (par value $20 per share) of the aggregate par value of $6,400,000. Such additional shares are to be offered to NEES, the sole common stockholder of NEPCO, at the price of $25 a share, an aggregate of $8,000,000. NEES proposes to acquire such shares and will use cash which it now has available in its treasury derived from the sale of its shares of common stock of Fall River Electric Light Company.

NEPCO had outstanding at October 1, 1950, $9,000,000 of short-term promissory 2¼ percent notes. The proceeds from the sale of additional shares of common stock will be used to reduce such indebtedness.

The application states that the Massachusetts Department of Public Utilities, the Vermont Public Service Commission, and the New Hampshire Public Service Commission have approved the proposed issuance and sale of common stock of NEPCO at the price of $25 per share.

Incidental services in connection with the proposed transactions by NEPCO and NEES will be performed by New England Power Service Company, an af-

filiated service company, at the actual cost thereof. The cost to NEPCO and NEES of such services is estimated not to exceed $2,500 and $500, respectively. Total expenses to be borne by NEPCO and NEES are estimated at $12,940 and $500, respectively.

Applicants request that the Commission's order become effective upon the issuance thereof.

Said joint application having been duly filed and notice of said filing having been duly given in the form and manner prescribed by Rule U-23 promulgated pursuant to said act and the Commission not having received a request for hearing with respect to said joint application within the period specified in said notice, or otherwise, and not having ordered a hearing thereon; and

The Commission finding that the requirements of the applicable provisions of the act and rules thereunder are satisfied, and deeming it appropriate in the public interest and in the interests of investors and consumers that said application be granted and that the Commission's order become effective upon the issuance thereof:

It is ordered, Pursuant to Rule U-23 and the applicable provisions of the act and subject to the terms and conditions prescribed in Rule U-24, that the joint application be, and the same hereby is, granted forthwith.

By the Commission.

[SEAL] NELLYE A. THORSEN, *Assistant Secretary.*

[F. R. Doc. 50-9586; Filed, Oct. 30, 1950; 8:46 a. m.]

[File No. 70-2508]

ALABAMA POWER CO.

NOTICE OF FILING OF APPLICATION

At a regular session of the Securities and Exchange Commission held at its office in the city of Washington, D. C., on the 24th day of October A. D. 1950.

Notice is hereby given that Alabama Power Company ("Alabama"), a registered holding company and a public utility subsidiary of The Southern Company, also a registered holding company, has filed an application pursuant to sections 9(a) and 10 of the Public Utility Holding Company Act of 1935.

Notice is further given that any interested person may, not later than November 8, 1950, at 5:30 p. m., e. s. t., request the Commission in writing that a hearing be held on such matter, stating the reasons for such request, the nature of his interest and the issues of fact or law raised by such application which he desires to controvert, or may request that he be notified if the Commission should order a hearing thereon. At any time thereafter, the Commission may take such action as may be deemed appropriate with respect to Alabama's application. Any such request should be addressed: Secretary, Securities and Exchange Commission, 425 Second Street NW., Washington 25, D. C.

All interested persons are referred to said application, which is on file in the office of this Commission, for a statement of the transaction therein proposed, which is summarized as follows:

Alabama, which presently owns and mines certain coal lands in connection with its electric utility operations, proposes to purchase the coal lands and mineral rights of Alabama Fuel & Iron Company, a non-affiliated company, in Walker County, Alabama, for $1,250,000. The said coal lands lie immediately adjacent to the presently owned coal lands and the Gorgas steam plant of Alabama.

The lands to be purchased contain approximately 16,000 acres, of which 4,000 acres represent a fee simple interest, 10,500 acres a mineral interest, and 1,500 acres a surface interest. These lands, according to the application, contain approximately 76,000,000 tons of recoverable coal. The application states that the purpose of the proposed acquisition is to provide adequate coal reserves for Alabama's plants for a reasonable future period and to make possible a lower cost per ton of coal used by the Company.

Alabama requests that any order of this Commission authorizing the proposed transaction issue as soon as may be practicable and become effective upon issuance.

By the Commission.

[SEAL] NELLYE A. THORSEN, *Assistant Secretary.*

[F. R. Doc. 50-9587; Filed, Oct. 30, 1950; 8:46 a. m.]

[File No. 70-2511]

JERSEY CENTRAL POWER & LIGHT CO., AND GENERAL PUBLIC UTILITIES CORP.

NOTICE OF FILING

At a regular session of the Securities and Exchange Commission, held at its office in the city of Washington, D. C., on the 25th day of October A. D. 1950.

Notice is hereby given that General Public Utilities Corporation ("GPU"), a registered holding company, and its subsidiary, Jersey Central Power & Light Company ("Jersey Central"), have filed a joint application with this Commission pursuant to the Public Utility Holding Company Act of 1935 ("act"). Applicants have designated sections 6 (b), 9 and 10 of the act as applicable to the proposed transactions.

Notice is further given that any interested person may, not later than November 9, 1950, at 5:30 p. m., e. s. t., request the Commission in writing that a hearing be held on such matter, stating the reasons for such request, the nature of his interest, and the issues of fact or law raised by said filing which he desires to controvert, or may request that he be notified if the Commission should order a hearing thereon. Any such request should be addressed: Secretary, Securities and Exchange Commission, 425 Second Street NW., Washington 25, D. C. At any time after November 9, 1950, said joint application, as filed or as amended, may be granted as provided in Rule U-23 of the rules and regulations promulgated under the act or the Commission may exempt such transactions as provided in Rules U-20 (a) and U-100 thereof.

All interested persons are referred to said joint application which is on file in the offices of this Commission for a statement of the transactions therein proposed, which are summarized as follows:

Jersey Central will issue and sell to GPU, and GPU will purchase from Jersey Central, 300,000 shares of Jersey Central's $10 par value common stock for an aggregate purchase price of $3,000,000. Jersey Central will utilize such funds to repay $3,000,000 face amount of its promissory notes now held by banks.

Applicants state that the issue and sale by Jersey Central of the 300,000 shares of its $10 par value common stock is subject to the jurisdiction of the Board of Public Utility Commissioners of the State of New Jersey and that a copy of the order of that Board will be filed as an amendment.

Applicants request that this Commission enter its order at the earliest date practicable.

By the Commission.

[SEAL] NELLYE A. THORSEN, *Assistant Secretary.*

[F. R. Doc. 50-9588; Filed, Oct. 30, 1950; 8:46 a. m.]

[File No. 70-2486]

NORTHERN STATES POWER CO.

SUPPLEMENTAL ORDER RELEASING JURISDICTION AND PERMITTING DECLARATION TO BECOME EFFECTIVE

At a regular session of the Securities and Exchange Commission, held at its office in the city of Washington, D. C., on the 25th day of October, A. D. 1950.

Northern States Power Company ("the Company"), a Minnesota corporation and a registered holding company, having filed a declaration and an amendment thereto pursuant to section 7 of the Public Utility Holding Company Act of 1935 regarding the issue and sale, pursuant to the competitive bidding requirements of Rule U-50, of 175,000 shares of its Cumulative Preferred Stock, without par value, to be designated as "Cumulative Preferred Stock, $__ series" ("New Preferred Stock"); and

The Commission by order dated October 13, 1950 having permitted said declaration as amended to become effective, subject to the terms and conditions contained in Rule U-24 and to the following additional conditions:

1. That the proposed issuance and sale of the New Preferred Stock shall not be consummated until the results of competitive bidding pursuant to Rule U-50 shall have been made a part of the record in this proceeding and a further order shall have been entered by this Commission in the light of the record so completed, which order may contain

such further terms and conditions as may then be deemed appropriate;

2. That jurisdiction be and hereby is reserved with respect to legal and accounting fees to be paid in connection with the proposed transaction; and

The Company having filed on October 25, 1950 a further amendment to the declaration stating that it offered the New Preferred Stock for sale pursuant to the competitive bidding requirements of Rule U-50 and that it has received the following bids:

Bidder	Annual dividend rate (dollars per share)	Price to company [1] (dollars per share)	Annual cost to company (percent)
Lehman Bros. and Riter & Co.	4.10	100.7278	4.0704
Smith, Barney & Co.	4.20	100.7100	4.1704

[1] Exclusive of accrued dividends from Oct. 1, 1950.

The amendment further stating that the Company has accepted the bid of Lehman Brothers and Riter & Co. for the New Preferred Stock as set forth above, and that said stock will be offered for sale to the public at a price of 102.50 percent of the par value thereof, resulting in an underwriter's spread of 1.7722 percent; and

The Company having supplied further information with respect to the legal and accounting fees proposed to be paid in connection with said transaction, in amount as follows:

Flynn, Clerkin & Hansen, company counsel	$11,000
Gardner, Carton & Douglas, independent counsel to the underwriters	7,500
Haskins & Sells, accountants	3,355
Arthur Andersen & Co., accountants	175

The Commission having examined said amendment and having considered the record herein and finding no basis for imposing terms and conditions with respect to the price to be received for the New Preferred Stock, the redemption prices thereof, the dividend rate thereon and the underwriter's spread; and

It appearing that the proposed legal and accounting fees are not unreasonable and that jurisdiction with respect thereto should be released:

It is hereby ordered, That jurisdiction heretofore reserved in connection with the sale of said New Preferred Stock be and the same hereby is released, and that said declaration as further amended be and the same hereby is permitted to become effective forthwith, subject to the terms and conditions prescribed in Rule U-24 of the General rules and regulations under the act.

It is further ordered, That jurisdiction heretofore reserved over legal and accounting fees in connection with the said transaction be and the same hereby is released.

By the Commission.

[SEAL] NELLYE A. THORSEN,
Assistant Secretary.

[F. R. Doc. 50-9589; Filed, Oct. 30, 1950; 8:46 a. m.]

DEPARTMENT OF JUSTICE

Office of Alien Property

AUTHORITY: 40 Stat. 411, 55 Stat. 839, Pub. Laws 322, 671, 79th Cong., 60 Stat. 50, 925; 50 U. S. C. and Supp. App. 1, 616; E. O. 9193, July 6, 1942, 3 CFR, Cum. Supp., E. O. 9567, June 8, 1945, 3 CFR, 1945 Supp., E. O. 9788, Oct. 14, 1946, 11 F. R. 11981.

[Vesting Order 15215]

GERTRUDE GEISEL DUERR ET AL.

In re: Claims against the Treasurer of the Commonwealth of Pennsylvania by Gertrude Geisel Duerr and others. File No. D-28-12750; E.T. sec. No. 16927.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Gertrude Geisel Duerr, whose last known address is Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the domiciliary personal representatives, heirs-at-law, next-of-kin, legatees and distributees, names unknown, of Margaret Geisel, deceased, who there is reasonable cause to believe are residents of Germany, are nationals of a designated enemy country (Germany);

3. That the property described as follows: The sum of $2,924.68 deposited with the Treasurer of the Commonwealth of Pennsylvania to the credit of Margaret Geisel, pursuant to an order of the Orphans' Court of Philadelphia County, Philadelphia, Pennsylvania, entered on April 13, 1950, in the matter of the Estate of John Fetch, deceased, and any and all additions thereto subject to the payment of any lawful fees and disbursements of the Treasurer of the Commonwealth of Pennsylvania,

is property within the United States, owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid nationals of a designated enemy country (Germany);

and it is hereby determined:

4. That to the extent that the person named in subparagraph 1 hereof and the domiciliary personal representatives, heirs-at-law, next-of-kin, legatees and distributees, names unknown, of Margaret Geisel, deceased, are not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany).

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on October 16, 1950.

For the Attorney General.

[SEAL] HAROLD I. BAYNTON,
Assistant Attorney General,
Director, Office of Alien Property.

[F. R. Doc. 50-9611; Filed, Oct. 30, 1950; 8:50 a. m.]

[Vesting Order 15224]

KLARA MAIER ET AL.

In re: Debts or other obligations owing to Klara Maier and others. File No. D-28-9440; E. T. sec. 12851.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Klara Maier, Anna Werner, Klara Werner Hutt, Karl Werner, Gustave Werner, Christian Baier, Lotte Schwenzer, Emma Schwenzer, Emma Baier Klemm, Mina Baier Ellinger, Karl Baier, Emil Baier, Emil Schmidgall, Jakob Schmidgall, Rosa Schmidgall Scheub, Anna Schmidgall Auger, Christian Schmidgall, Mathilde Schmidgall Loffelhardt, Frida Schmidgall Ostertag, Lidya Schmidgall Wengert, Louise Schmidgall Ehmann, Gustav Schmidgall, Emil Schmidgall, Doris Schmidgall, Karl Schmidgall and Gottlob Schmidgall, whose last known address is Germany, are residents of Germany and nationals of a designated enemy country (Germany);

2. That the heirs-at-law, next-of-kin, distributees, legatees and personal representatives, names unknown, of Rosa Baier Schwenzer, deceased, and of Karl Schmidgall, deceased, who there is reasonable cause to believe are residents of Germany, are nationals of a designated enemy country (Germany);

3. That the property described as follows: Those certain debts or other obligations owing to the persons identified in subparagraphs 1 and 2 hereof by Anna K. Schmidgall, 99 Ocean Street, Lynn, Massachusetts, arising by reason of the receipt by the said Anna K. Schmidgall of money paid in settlement of the claim arising from the wrongful death of Gustav Schmidgall, deceased, together with any and all rights to demand, enforce and collect the same,

is property within the United States, owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid nationals of a designated enemy country (Germany);

and it is hereby determined:

4. That to the extent that the persons named in subparagraph 1 hereof and the heirs-at-law, next-of-kin, distributees, legatees and personal representatives, names unknown, of Rosa Baier Schwenzer, deceased, and of Karl Schmidgall, deceased, are not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany).

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on October 16, 1950.

For the Attorney General.

[SEAL] HAROLD I. BAYNTON,
Assistant Attorney General,
Director, Office of Alien Property.

[F. R. Doc. 50-9612; Filed, Oct. 30, 1950; 8:50 a. m.]

[Vesting Order 15226]

KATHE MULLER

In re: Claims against the Treasurer of the Commonwealth of Pennsylvania by Kathe Muller and others. File No. D-28-12800; E. T. sec. No. 16974.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Kathe Muller, Johann Held, Gretel Neudorfer and Kathi Held, whose last known address is Germany, are residents of Germany and nationals of a designated enemy country (Germany);

2. That the property described as follows: The sum of $293.04, representing the balance of $366.30, deposited with the Treasurer of the Commonwealth of Pennsylvania to the credit of the Issue of Elizabeth Held, deceased, pursuant to an order of the Orphans' Court of Philadelphia County, Philadelphia, Pennsylvania, entered on April 13, 1950, in the matter of the Estate of Elizabeth Eberz, deceased, and any and all additions thereto subject to the payment of any lawful fees and disbursements of the Treasurer of the Commonwealth of Pennsylvania,

is property within the United States, owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid nationals of a designated enemy country (Germany);

and it is hereby determined:

3. That to the extent that the persons named in subparagraph 1 hereof are not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany).

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on October 16, 1950.

For the Attorney General.

[SEAL] HAROLD I. BAYNTON,
Assistant Attorney General,
Director, Office of Alien Property.

[F. R. Doc. 50-9613; Filed, Oct. 30, 1950; 8:50 a. m.]

[Vesting Order 15253]

ANNA ANDRES-LACHER

In re: Rights of Anna Andres-Lacher under insurance contract. File No. F-28-22676-H-1.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Anna Andres-Lacher, whose last known address is Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the net proceeds due or to become due to Anna Andres-Lacher under a contract of insurance evidenced by policy No. 13 087 812 issued by the New York Life Insurance Company, New York, New York, to August Lacher, together with the right to demand, receive and collect said net proceeds, is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country (Germany);

and it is hereby determined:

3. That to the extent that the person named in subparagraph 1 hereof is not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany).

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on October 18, 1950.

For the Attorney General.

[SEAL] HAROLD I. BAYNTON,
Assistant Attorney General,
Director, Office of Alien Property.

[F. R. Doc. 50-9614; Filed, Oct. 30, 1950; 8:50 a. m.]

[Vesting Order 15264]

THEODORE WEICKER, SR., ET AL.

In re: Trust agreement dated April 21, 1932, between Theodore Weicker, Sr., Grantor, and Theodore Weicker, Sr., Florence Palmer Weicker and Theodore Weicker, Jr., trustees, F/B/O Julie Rais and others. File F-28-5776 D-1, E-1 and G-1.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Julie Rais (Raiss) and Thea Rais (Raiss), whose last known address is Germany, are residents of Germany and nationals of a designated enemy country (Germany);

2. That all right, title, interest and claim of any kind or character whatsoever of the persons named in subparagraph 1 hereof, in and to and arising out of or under that certain trust agreement dated April 21, 1932, by and between Theodore Weicker, Sr., grantor, and Theodore Weicker, Sr., Florence Palmer Weicker and Theodore Weicker, Jr., trustees, for the benefit of Julie Rais, the primary beneficiary, and others, presently being administered by Theodore Weicker, Jr., Lowell P. Weicker and Frederick E. Weicker, as trustees, 745 Fifth Avenue, New York, New York, is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid nationals of a designated enemy country (Germany);

and it is hereby determined:

3. That to the extent that the persons named in subparagraph 1 hereof are not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany).

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall

have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on October 18, 1950.

For the Attorney General.

[SEAL] HAROLD I. BAYNTON,
Assistant Attorney General,
Director, Office of Alien Property.

[F. R. Doc. 50-9615; Filed, Oct. 30, 1950; 8:50 a. m.]

[Vesting Order 15292]

MARY KLAPS

In re: Bond and mortgage owned by Mary Klaps. F-28-30935.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Mary Klaps, whose last known address is Twistringen, Bahnhofstr. 20, Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows: A mortgage executed on November 23, 1936, by Bernard Hohnhold to Mary Klaps, and recorded in the Office of the Register of Passaic County, State of New Jersey, on February 24, 1937, in Book Y-19 of Mortgages, at page 205, and any and all obligations secured by said mortgage, including but not limited to all security rights in and to any and all collateral (including the aforesaid mortgage) for any and all such obligations, and the right to enforce and collect such obligations, and the right to possession of the aforesaid mortgage, and any and all notes, bonds and other instruments evidencing such obligations,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country (Germany);

and it is hereby determined:

3. That to the extent that the person named in subparagraph 1 hereof is not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany).

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described in subparagraph 2 hereof, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on October 23, 1950.

For the Attorney General.

[SEAL] HAROLD I. BAYNTON,
Assistant Attorney General,
Director, Office of Alien Property.

[F. R. Doc. 50-9616; Filed, Oct. 30, 1950; 8:50 a. m.]

[Vesting Order 15293]

ANNA MICHAELIS

In re: Interest in oil, gas and other minerals in and under certain real property owned by Anna Michaelis. F-28-4049-B-1.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Anna Michaelis, whose last known address is Hamburg-Schnelsen 5, Burg-Wedel, Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows: An undivided 11/320th interest in and to all of the oil, gas and other minerals in and under and that may be produced from the following described lands situated in Pottawatomie County, State of Oklahoma, to-wit:

The Northeast Quarter (NE¼) of Section Nineteen (19), Township Six North (6N), Range Four East (4E),

together with any and all claims for rents, refunds, royalties, benefits or other payments arising from the ownership of such interest,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country (Germany);

and it is hereby determined:

3. That to the extent that the person named in subparagraph 1 hereof is not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany).

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described in subparagraph 2 hereof, subject to recorded liens, encumbrances and other rights of record held by or for persons who are not nationals of designated enemy countries, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on October 23, 1950.

For the Attorney General.

[SEAL] HAROLD I. BAYNTON,
Assistant Attorney General,
Director, Office of Alien Property.

[F. R. Doc. 50-9617; Filed, Oct. 30, 1950; 8:50 a. m.]

[Vesting Order 15295]

MAGDALENE WESELMAN

In re: Remainder interest in real property owned by Magdalene Weselman. D-28-10062.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Magdalene Weselman, whose last known address is Wulfsen, Kreis Harbourg, Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows: The remainder interest of the person named in subparagraph 1 hereof under the Will of Lene Rauser, deceased, in and to the real property, particularly described as all that tract or parcel of land and premises, situate, lying and being in the Township of Wayne, County of Passaic, State of New Jersey, known and described as Lot No. 7, Washington Street in Block A, as shown on a map known as the Map of Singac Park property of Benjamin Greenauer at Wayne Township, Passaic County, New Jersey, made by William Ferguson's Son, January 1917, and being the same premises described in a deed from John William Adolph Kieffer et ux., to Lene Rauser, widow, dated April 6, 1936 and recorded on April 22, 1936 in the Register's Office of Passaic County, New Jersey, in Book Y-38 of Deeds at Page 357, together with all hereditaments, fixtures, improvements and appurtenances thereto, and any and all claims for rents, refunds, benefits or other payments arising from the ownership of such property,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country (Germany);

and it is hereby determined:

3. That to the extent that the person named in subparagraph 1 hereof is not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany).

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described in subparagraph 2 hereof,

subject to recorded liens, encumbrances and other rights of record held by or for persons who are not nationals of designated enemy countries, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein, shall have the meanings prescribed in Section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on October 23, 1950.

For the Attorney General.

[SEAL] HAROLD I. BAYNTON,
Assistant Attorney General,
Director, Office of Alien Property.

[F. R. Doc. 50-9619; Filed, Oct. 30, 1950; 8:50 a. m.]

[Vesting Order 15294]

EMMA HULDA SCHUBERT ET AL.

In re: Interest in real property owned by Emma Hulda Schubert and others. D-28-9492.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That the following persons, whose names and last known addresses appear below, are residents of Germany and nationals of a designated enemy country (Germany):

Names and Last Known Addresses

Emma Hulda Schubert, Bad Lausick, Sachsen, Germany.
Thekla Martha Kirsten, Leipzig, Germany.
Selma Alma Soellner, Bad Lausick, Sachsen, Germany.
Anna Martha Friedrich, Naundorf, via Oschatz, Sachsen, Germany.
Marie Hedwig Zimmerman, Ringetaler, Weg 8a, Mittweida, Sachsen, Germany.
Marie Lina Sachse, Falkenheim, No. 11, Mittweida, Sachsen, Germany.
Bruno Max Hunger, Waldheimer, Str. 35, Mittweida, Sachsen, Germany.
Bruno Arno Hunger, Ringetaler bei Mittweida, Sachsen, Germany.

2. That the property described as follows: An undivided twenty-three thirty-sixths (23/36ths) interest in real property situated in the City of New York, Borough of Bronx, State of New York, particularly described in Exhibit A, attached hereto and by reference made a part hereof, together with all hereditaments, fixtures, improvements and appurtenances thereto, and any and all claims for rents, refunds, benefits or other payments arising from the ownership of such property,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid nationals of a designated enemy country (Germany);

and it is hereby determined:

3. That to the extent that the persons named in subparagraph 1 hereof are not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany).

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described in subparagraph 2 hereof, subject to recorded liens, encumbrances and other rights of record held by or for persons who are not nationals of designated enemy countries, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on October 23, 1950.

For the Attorney General.

[SEAL] HAROLD I. BAYNTON,
Assistant Attorney General,
Director, Office of Alien Property.

EXHIBIT A

All those certain lots, pieces or parcels of land situate, lying and being in the City of New York, Borough of Bronx, State of New York, described as follows:

Parcel 1. Lot Number Two hundred and fifty-three (253) and Lot Number Two hundred and fifty-four (254) as laid out on a certain map entitled "Map of the Pugsley Estate, Unionport near Van Nest Station Westchester" made by Chas. A. Mapes, C. E., dated March 1893, and filed in the office of the Register of the County of New York.

Parcel 2. Lot Number Two hundred and ninety-one (291) and Lot Number Three hundred and five (305) on a certain map entitled Map of the property formerly of St. Joseph's Orphan Asylum located on the Town Dock Road, Borough of the Bronx, New York City, made by Henry G. Opdycke, C. E., dated May 1906, and filed in the office of the Register of the County of New York on July 2, 1906, as Map No. 1131A; together with the land in the bed of Barkley Avenue opposite and adjoining said lots to the center line of said Barkley Avenue, subject to the easements in and over the same in favor of the owners of the other lots laid down on said map.

[F. R. Doc. 50-9618; Filed, Oct. 30, 1950; 8:50 a. m.]

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